Book No. 2
Jan 10th 1866
To
Dec 31 1866
John W. Shea

A-0140
76

Daily Records of

JOHN W. KERR

Hamilton, Ontario
Fisheries Overseer and Inspector
Southern Ontario, 1864-1888

Presented to

ROYAL ONTARIO MUSEUM OF ZOOLOGY

by his son, Charles J. Kerr

VOLUME 2

June 1860 - June 1862
June 10 - Dec. 31, 1866

19th day June 1860. - - -

At a Meeting of Sportsmen called and held at Mr. Prefs's saloon on this tuesday Evg at 8. o'clock p.m.

It was moved that Mr. Robert Nichols Law, do preside as Chairman. - carried.

And that John W: Kerr do act as the Secretary of the said Meeting. Carried.

The following names were then proposed to the Meeting of gentlemen desirous of forming themselves into a Society for the protection of Game and fish in the County of Wentworth,

Sir Allan Napier McNab, Bart: Dundurn Castle,
Dr. Hamilton, City of Hamilton,
Captain John St: Caddy, - - do. - -
Harcourt B: Bull, do,
Colonel Alfred Booker, do,
Edmd. Layton Ritchie, do.
D: K: McKendrick, do.
Robert Nichols Law, do.
J: V: Spohn, do.
John McQuaig, do.
William Jones, do,
James Hobbs, do,
Routh, do
Ralph Cresswell, do
Fred.k Cresswell, do.
Robert Parke, do,
Wiley, do
John St. V: Caddy, do.
Dr. Hurlbert, do
John W Kerr, of Barton Township.
Jas: Crofsland " Hamilton,

Continued.

4. Tuesday, the 19th day of June 1860.

It was moved by Mr Wiley and seconded by John W: Kerr, that 300, copies of a Notice, containing the Game Act, be printed, circulated, posted and distributed through the different parts of the County, and a reward of $5, be offered for the conviction of persons killing Game at prohibited seasons. –

Information leading to conviction to be given to the Secretary John W: Kerr.

Any information given will be treated as strictly confidential if the party communicating so require it.

– – – – – – – Carried.

It was moved by John W: Kerr, and seconded by Mr Wiley that Mr Law Dr Hulbert, Captain Cuddy, Mr Hobby and Mr Spohn be a Committee to frame a Constitution, and with power to add to their numbers. – Carried. –

It was moved by Dr Hulbert and seconded by Capt: Cuddy – that the protection of fish, do form a part of the consideration of the Members of this Club – and for which – It is hereby resolved that fish as well as Game embrace the attention of each member of this Society respectively. Carried. –

A letter was then read by the Chairman Mr R. V. Law from

Continued. –

Tuesday, the 19th day of June 1860. –

John Johnston, Night Station Master G.W.Ry Hamilton, regretting his inability to attend the Meeting, but expressing his feelings in support of the views entertained, and his desire to become a Member. – –

The Meeting broke up at half past 10. o'clock. pm – there being no other business before the Members. –

6. Tuesday, the 27th day of June 1860.

Adjourned Meeting.

The Society met at Mr Press's saloon at 8 o'clock p.m. - present Messrs Law, Caddy Jr. Ralph Cresswell, Bartlett, James, Hobbs, Wiley, and Kerr. -

Mr Law having taken the chair read the draft of the Constitution prepared by the Committee composed of Dr Shulbert, Captain Caddy, James Hobbs - and J. V. Spohn - and the Secretary. - -

Mr Wylie proposed and Mr Ralph Cresswell seconded that Mr Donald Nicholson be admitted a Member of this Society. -

- - - - - - Carried. - -

The Secretary received from Mr Wiley his own subscription of $1. for the year 1860. -

The Chairman ordered that Notice be given in the Hamilton Spectator for a Meeting to be held at Mrs Press's saloon on the evening of the 3rd of July next at 8 o'clk p.m. - to receive the constitution, approve of and adopt the same, and for the election of Officers for the ensuing Year. - -

thus! - -

Notice.

A MEETING FOR THE PROTECTION OF GAME AND FISH will be held at Mrs. Press's Soloon, on TUESDAY next, a 8 o'clock, P. M., for the election of office-bearers for the year 1860-61, and adoption of Constitution and By-laws for the government of the same.

June 28, 1860. d42-td

Continued.

Tuesday, the 27th day of June 1860. 7.

The office bearers to be composed of a President - 2. Vice Presidents, a Secretary, a Treasurer and a Board of Management composed of 5. Members of the Society.-

The Meeting then broke up at half past 9. o'clock - P.M. - -

Tuesday, the 3rd day of July 1860. –

The Society met at 8. o'clock p.m. present Dr. Shulhurt, Captain Caddy, John St. V. Caddy, Mr. Wiley, Mr. Spohn, Mr. Jones, Ralph Crafswell, Moore Coulter, – McQuaing and John W: Kerr. –

In the absence of Mr. Law, Dr. Shulhurt took the Chair. –

No: 1. – Article No: 1. of the Constitution was read by the Chairman.

It was moved by J: V: Spohn, and seconded by Captain Caddy that article No: 1. just read be received by this Meeting and adopted. – Carried. –

No: 2. Article No: 2. of the Constitution was next read by the Chairman. –

It was moved by Mr. Wiley and seconded by Mr. Crafswell that article No: 2. just read be received by this Meeting and adopted. Carried. –

No: 3. Article No: 3. of the Constitution was next read by the Chairman.

It was moved by John St. V. Caddy and seconded by Mr. William Jones that article No: 3. just read be received by this Meeting and adopted. Carried. –

No: 4. Article No: 4. of the Constitution was next read by the Chairman

It was moved by Captain Caddy

Tuesday, the 3rd day of July 1860.

and seconded by Mr Moore Coulter that article No: 4. just read be received by this Meeting and adopted – Carried.

No: 5. Article No: 5 of the Constitution was next read by the Chairman.

It was moved by Mr Jones and seconded by Mr Moore Coulter that article No: 5. just read be received by this Meeting and that the same be adopted: Carried. –

No: 6. – Article No: 6. of the Constitution was next read by the Chairman.

It was moved by John Sr V: Caddy and seconded by John W: Starr that article No: 6. just read be received and adopted, and that subscriptions be all paid in to the Secretary be the 15th day of July. – Carried

No: 7. Article No: 7. of the Constitution was next read by the Chairman.

It was moved by Mr Spohn and seconded by John W: Starr that article No: 7. be received and adopted by this meeting. Carried.

Received from Mr Moore Coulter $1. – his subscription for Year.

Mr N: N: Lane, paid $1. his subscription for year –

Mr Ralph Cropwell paid $1. his subscription for year. – – –

Continued.

10. Tuesday, the 3rd day of July 1860.—

Read a letter from Geo: Lowe Reid Esqre to John W: Kerr, enclosing $1. his years subscription — the same was ordered to be recorded — and Mr Reid notified — that he was now a member of this Society. — —

The chairman then submitted to the Meeting that the next business in order was the election of Officers. — —

It was moved by Captain Caddy and seconded by John W: Kerr, that Sir Allan N: Macnab Bart. be elected the President of this Society by acclamation. Carried unanimously.

It was moved by John W: Kerr and seconded by Ralph Crafswell that John McQuaily, Captain Caddy and J: V. Spohn, be elected Vice Presidents — Carried. — —

It was moved by Mr Spohn and seconded by Captain Caddy that Mr Robert N: Law be Treasurer — Carried.

John W: Kerr was elected Secretary by acclamation. —

Mr Law just came into the Meeting as he was elected the Treasurer.

Continued

Tuesday, the 3rd day of July 1860.— //

Mr J: V: Shohn paid in $1. his years subscription

It was Moved that a Committee of five be appointed for the General Management of the Society — viz:
Thomas A: Blyth, Ralph Crafs=well, James Stobbs, J: A: Dallyn and William Jones. Carried.

It was ordered by the Meeting that a book be provided by the Secretary into which the Constitution as adopted be Copied — and signed by each member of the Society. — —

It was Moved by the Chairman Dr Hurlbut and Seconded by John W: Kerr that the Society be henceforth called
The
Wentworth Society for the protection of Game and fish. Carried. —

The Chairman ordered Mr Crafs to be paid for the use of the Room —

The Secretary paid Mr Crafs a sum of $1.— for same — after which the Meeting broke up —

Before the Meeting broke up Mr Law moved and John W: Kerr seconded that Dr Hurlbut be a Committee to report the Constitution in the Spectator. — Carried.

this!

Dr

WENTWORTH SOCIETY FOR THE PROTECTION OF GAME AND FISH.

We are pleased to learn that a Society has been formed in this City for the purposes named in the heading of this article. Several meetings having recently been held for the purpose, the matter was brought to a close on Tuesday evening last, by the adoption of a constitution and the election of officers. A goodly number have already joined the Society as well of those who do not resort to the gun or the rod for amusement, as of the devotees of those pastimes.

We have some of the most noble game and fish within the limits of Upper Canada, but how rapidly have they been vanishing before the *arts of civilization*, so called. Great exertions are necessary to preserve them from total distruction. This is the object of the Society just formed, as is shewn by the following extract from the constitution:

"The objects of this Society shall be to protect the various kinds of game, wild fowl, and fish, named in the Game and Fishery Acts of Upper Canada; to secure, as far as possible, the observance of the Game and Fishery Laws; to circulate information, and endeavour to awaken an interest in reference to these subjects throughout the country; to bring to justice the violators of these laws; to memorialize Parliament from time to time in reference to such changes in these laws as may appear necessary for the better protection of the game, wild fowl and fish of Upper Canada; to introduce the prairie-hen and other game into this part of Canada, &c."

By the new law no woodcock is allowed to be killed before the fifteenth July; no wild swan, goose, duck, widgeon or teal before the first of August; no wild turkey, grouse, partridge, pheasant, deer, elk, or moose, before the first of September; nor any quail before the first of October. The law also prohibits the destruction of the eggs of the above named birds.

Once our forests were full of deer and wild turkey. Could there be more noble game than these? Often, also, the woodman met the enormous elk and moose. Wild fowl—the swan—the goose and duck—thickly covered all our inland waters, especially in spring and autumn. Our lakes and rivers literally swarmed with the most delicious fish. The salmon and herring from the ocean frequented in countless numbers all the bays and banks of Ontario, and ascended all her tributaries. How changed now is the scene. All that is necessary to bring back these noble fish to their original abundance is to leave them an unmolested resort to their breeding grounds. The game, too, may be preserved from destruction by protecting them during the period necessary to rear their young. The smaller game, the partridge, the grouse, the woodcock and the quail, can be enticed to live in our very midst by leaving them unmolested till their young are capable of taking care of themselves. All that is necessary in protecting the game, wild-fowl or fish, is to leve them, for a short period, while raising their young in the state in which we found them, as far as this is possible. They require no other care. Too many of our countrymen barbarously destroy every living thing which comes in their way. While upon the subject we would put in an earnest plea for most of the numerous kinds of sparrow that frequent our fields and gardens. These live chiefly upon insects, and insects are one of the greatest scourges of the farmer and gardener. Were it not for these small and in most cases harmless birds, our grain crops would often be totally destroyed. Be kind to the little birds, we say.

The following are the officers of the society for the next year:

PRESIDENT—Sir Allan N. MacNab, Bart.

VICE-PRESIDENTS—John McCuaig, Captain John H. Caddy, J. V. Spohn.

SECRETARY—John W. Kerr.

TREASURER—R. N. Law.

COMMITTEE—Thos. A. Blyth, Ralph Cresswell, James Scoble, J. A. Dallyn, William Jones.

Constitution of Wentworth

Society for the protection of Game and Fish. - - -

Article, 1. The objects of this Society shall be to protect the various kinds of Game, Wild fowl and fish named in the Game and Fishery Acts of Upper Canada; to secure, as far as possible, the observance of the Game and Fishery Laws; to circulate information and endeavour to awaken an interest in reference to these subjects throughout the Country; to bring to justice any violations of these laws; and to memorialize Parliament from time to time in reference to such changes in those laws as may appear necessary for the better protection of the Game wildfowl and fish of Upper Canada.

The introduction of the prarie hen ("fowl") and other Game into this part of Canada shall form an object of the Society. -

Article, 2. The Officers of the Society shall consist of a President, three Vice Presidents, Secretary, Treasurer, and a Committee of five, to be elected annually on the first Tuesday in July by a majority of the Members present at such meeting.

Article, 3. The Officers and Committee shall form a Council to transact any business which may arise in the interim of the Meeting of the Society. . . .

Constitution Continued ...

Article 4. A Meeting of the Members or of the Council may be called at any time by order of the President or either of the Vice Presidents or by any three Members of the Committee.

Three Members of the Council may form a quorum to transact business.

Article 5. - No new Members shall be admitted after the fifteenth day of July 1860, except by vote of a Majority of the Members present at any of the ordinary Meetings

Article 6. Every Member upon his admission to the Society shall sign the Constitution, and pay an annual fee of one dollar. The fee to be paid on the first Tuesday in July in each year afterwards, and by new Members upon their joining the Society. -

Article 7. - The introduction of the prairie fowl and other Game into this part of Canada shall form an object of the Society. -

Hamilton,
3rd July 1860.—

- Members -

name	date of admission
John M Leeuig	
[illegible]	
I. H. Caddy	
[illegible]	
Thomas Z. Woods	
R. S. Beasley	
Jam[illegible]	
Rae[illegible] Cornwell	
Nick McCuaig	
Fred Cornwell	
John Vladden	
A Carter Jr.	
R. M. Lacy	
John W. Starr.	

Friday Evening the 8th of March 1861 –

The Society met at the Club Room in Mr Prof's Corner of Main and James Street at ½ past 7 o'clock, pm – in compliance with a circular from the Secretary. – To consider the best method for protecting the fish in the Burlington Bay and its tributaries.

Present John McQuaig, 1st V: President
John St. Caddy 2d do,
John V: Spohn 3rd do,
Dr. Stulbert,
Fred: Lefarwell,
Ralph Lefarwell
John St. V: Caddy,
Robt. N. Law
R: S: Beasley,
James Lofsland. –

It was moved that Dr. Carter and T. A. Wood be admitted Members of this Society, the Ballot having passed they were duly declared admitted on a clear vote, –
Mr John McQuaig and Mr R: S. Beasley paid their own initiation fees one $1 dollar each for past year, –

It was moved by Mr R: N. Law and seconded by Mr J. V. Spohn – that Messrs McQuaig, Capt: Caddy, Woods, Stulbert and the Mover aided by the Secretary be a Committee to draft a Memorial to the

Meeting of 8th day of March - Continued. - - -

Governor General in Council, for the purpose of empowering the Superintendent of Fisheries to appoint deputies to enforce the fishery law, in Burlington Bay, Wundy Marsh and the tributaries thereof -

Carried. - - -

Moved by Mr N. S. Beasley - seconded by Captain Caddy - That this Society will pay $10. to any person who may give information by means of which any person or persons may be convicted of an infringement of the Fishery Law, And that notice be given of this resolution in which notice it shall be stated therein such information shall be strictly Confidential -

Carried. -

50. Copies ordered to be printed, and posted up by the Secretary. - - -

Captain Gladsco, attended and laid before the Meeting in strong terms, that Mink ought not to be killed after the 1st of January, in each year, nor before the 1st day of November. -

Nor should Muskrat be killed after 1st of March, nor before 1st of November in each year - Referred to the Managing Committee for their adjudication thereon. - - -

1861. –

Meeting of the 8th day of March Continued.

The Secretary read two letters he received from Mr. C: Cline and Mr. Sam: McNair, soliciting to be appointed Constables to protect the fish in Burlington Bay, Dundas Marsh, and the tributaries, Carried, to lay over until the Governor General, was heard from – these persons being in attendance the Secretary notified them accordingly. –

The Committee to draft the Memorial agreed to meet at Mr N: N: Laws office next day at 12, o'clock noon to draft the Memorial. – –

Paid Mr Prefs. $1. dollar for the use of the room. – –

The Secretary was ordered to pay for the printing then due, $ 3.50, – Meeting broke up at ½ past 9. o'clock p.m. –

Hamilton,
8th March 1861. –

John Wilkes.
Secretary.

1861.

Committee Meeting, 9th of March,

Saturday, 9th of March 1861. - - -

The Committee met in Mr R: N. Laws office at 12. o'clock - noon -

Present - John McQuaig,
" Dr Hulbert,
" R: N: Law,
" T. A: Wood
" John W. Kerr.

Mr McQuaig in the chair. Mr R: N. Law acted as Secretary. -

The following is a copy of the Memorial that was adopted, and approved of, by said Committee. -

To His Excellency the Governor General in Council &c. &c. &c.

The Memorial of the Society for the protection of Game and fish in the County of Wentworth,

Humbly Sheweth,

That by the fishery Act, no seeine or nets are allowed in Burlington Bay, or Dundas Marsh or any of the tributaries thereof - that the Citizens of Hamilton and the inhabitants generally living around the Bay - prize the privileges secured to them by exempting this Bay from the operations of the fishery Act, but a large number of persons are at present in the habit of fishing in the waters of said Bay

9th of March – Continued. –

Marsh, and the tributaries thereof, during the close season, but from the difficulty of obtaining proper information against the offenders, and the superintendent of Fisheries not having power to authorize others to destroy seines nets and devises, the said offenders have almost invariably escaped the punishment due for infringing the Fishery Law – Your Memorialist thinking that the Laws could be more effectually enforced by giving the Superintendent of Fisheries authority to appoint deputies, with power to seize and destroy all seines nets and devises used during the close season, and with such other Powers as may be consistent with law. –

Therefore humbly pray that Your Excellency will be pleased to delegate such powers to the Superintendent of Fisheries for Upper Canada.

That Your Memorialist will if deemed necessary assume to themselves the responsibility of paying such deputies.

That Your Memorialist as in duty bound will ever pray.

Signed

Hamilton, C. W.
11th March 1861.

Allan N. Macnab Bart: President
&
John Ker — Secretary

Mailed to P. M. Vankoughnet, Crown Land Com: Quebec on 14. of March 1861. –
John Ker

2d of July 1861. — —

Captain, John St. Cadey, Vice President in the Chair. — —

Present. —

Robert N. Law, Treasurer.
Fred: Cresswell.
Ralph Cresswell.
Wm Gillespy.
R. S. Beasley
St. B. Bull
Richd McQuaig, and
John W. Ken — Secretary. —

The Meeting being called to order by the Chairman — the Secretary read a letter in reply to the Petition from this Society to the Governor General dated 11th of March 1861. —

which was received by the Meeting and ordered to be fyled. —

The following Members paid in their fees for 1860. —

Robert Park, 5/— and Wm Gage pd 2s afterwards 5/—
Fredc Cresswell, 5/—
Rich McQuaig — 5/— out of which paid Mr Prefs for the use of the room &c. —

It was moved by Mr R. N. Law and seconded by Mr William Gillespy and Carried unanimously that the retiring officers be reelected —

Carried.

2d day of July 1861. Contd

The following offices were then re-elected, as follows: —

Sir Allan N. Macnab Bart. President.

John McQueing
Captain John H. Caddy
J. W. Spohn } Vice Presidents

Robert Nichol Law, Treasurer, —

John William Kerr, Secretary, —

General Committee of Management. — —

Thomas Allan Blythe,
Ralph Cresswell,
James Hobbs,
J. R. Wallyn,
William Jones.

The Meeting dispersed at ½ past 9. o'clock, pm — after discussing many things for the good of the society, and receiving from the Secretary several copies of the Game act. —

John W. Kerr

2d July 1861.

Hamilton.

28th of June 1862.

Sir,

You are requested to attend a Meeting of the Members of the Game Preservation Society to be held at Mrs Prefs's on tuesday Evening next, at 1/2 past 7. o'clock. p.m. for the Election of Officers, and for other purposes.

I am Sir,
Your Obedient Servant.
John W. Kerr.
Secretary.

A copy sent to each Member, in all 22, in Number

Number		
61 & 62	John McLenaig ✓	Ed: L. Ritchie
61. 62,	Geo: Lowe Reid ✓	✓ Fred: Cafswell 61 & 62
60. 61. 62,	H. B. Bull, ✓	✓ Robt Parke 61 & 62
60. 61. 62	I. H. Caddy. ✓	✓ R. S. Beasley 61. 62
pr. 61/62	Thos: T. Woods ✓	✓ Jos Routh 60. 61 & 62
61. 62	R. N. Law ✓	✓ John V. Spohn 61 & 2
61. 62	Ralph Cafswell ✓	✓ Thomas A. Wright ✓
61. 62	Wm Jones. +	60. 61. 62
61. 62	Moore Coutts ✓	
61. 62	Alfred Stow ✓	
61. 62	Donald Nicholson ✓	
62	Wm Gage ✓	
61. 62	James Stobbs ✓	
	Left James Crofsland +	
61. 62,	Wm Gillespy ✓	
61. 62,	Rich. McLenaig	

Meeting of Society held on the 1st of July 1862.—

In conformity with the Notice of the 28th ultimo the following members of the Society were present this Evening —

John V. Spohn, 3rd V. President, in the Chair
Ralph Cresswell,
R. S. Beasley,
R. N. Law,
J. T. Woods and John W. Kerr,

The Minutes of the last yearly Meeting was read and confirmed.

It was moved by Ralph Cresswell and seconded by R. S. Beasley That 100 Copies of the Game Laws be printed and distributed Carried. —

The Meeting then adjourned until tuesday the 8th of July inst, at same hour and place. —

Mr Wood paid in his subscription $1. for the year 1862, which the Secretary handed over to Mr Prof for the use of the Room.

John W. Kerr
Secretary

Peter Gilman Esqre. Secretary, Treasurer, in

Dr. Township of

1855,						
Dec: 3.	To paid Mr. Alex: Marshalls acct.	£	21	0	2½	✓
" "	To advertising for Teacher.	"	5	0		
" "	To Teachers Salary - - - - -		41	5	0	62 " 5 " 2½
1856,						
Mar: 26.	To balance from acct.	£	21	0	2½	21 " 0 " 2½
Jan: "	To cash paid Teacher,		8	6	8	8 " 6 " 8.
Mar: "	To cash paid Teacher,		31	5	0.	31 " 5 " 0.
1855.	Add Omitted in 1855.					£ 123 " 2 " 1.
"	~~To paid Alex Young's acct.~~					
"	To amount due Mr. Peter Gilman by Alex Young which he declined and refused to account for, altho' paid and receipted by him.	£	20	1	9½	
" "	" balance due by A. Young on Rate Bill. - - - - -		10	1		20 " 11 " 10½
						£ 143 " 13 " 11½

A new balance sheet is necessary - so as to show clearly how the results stand - at the date here of which be necessary also to give the acct - as it appears in the S.S. No: 6 book, & as it was referred to & passed & audited at the Annual Meeting, as it is shown on the Annual Form, signed by the Trustees & Teacher for year 1855.

Account with School Section No: 6. in the Barton. -

Cr

1855.

Mar: 5. By Municipal Grant. -- £, 7 „ 14 „ 4½

Dec: „ By cash collected by Rate Bill. - - - - - - 89 „ 8 „ 9. ※

„ „ By cash taken by Mr Blacker, 6 „ 7 „ 6,

„ „ „ do. do. do. 5 „ 2 „ 6. 108 „ 13 „ 1½

1856.

Jan: 1. By balance due Treasurer 14 „ 8 „ 11½ ~~14 „ 8 „ 11½~~

~~£ 3 5 0 „ 10~~

~~£ 123 „ 2 „ 1.~~

~~£ 143 „ 13 „ 11~~

Memo

※ I find the amount of Rate Bill - collected in S.S. No: 6, - Amount Levied £82 „ 10 „ 1 - paid Alex: Young £82. balance due 10/1d in A. A. Scott hand = writing. - - - Miller

A,

Note for £150, 14. May 1855. Mill,

Three items in A. Youngs a/c ~~made~~ Counted in Bric's see last page £20 „ 11 „ 10½

Alex: Marshall, £16 „ 1 „ 10½

1000. of brick ——— 2 „ 5 „ 0

Hauling 5 Lds of sand, 1 „ 12 „ 6.

~~£ 19 „ 19 „ 4½~~

Peter Filman Esqre Secretary. Treasurer.

Dr. Township

1856.

Dec: 31. To amount due the Treas:		
	was on Building acct. --- £	31 .. 17 10½
" "	To balance due do, on the School acct on 1st Jan: last,	14 .. 8 .. 11½
" "	To Alex: Youngs acct paid by the Treasurer. ----	8 10 11½
" "	To D: Gillons. - do. - do. -	15 .. 0.
" "	To Peter Kelp. - do. - do. -	15 .. 0.
" "	To acct paid by do. for sheet iron for stoves. ----	7 .. 6.
" "	To Mr Alex: Marshall, being rent and fuel. ---	8 .. 15 .. 0.
" "	To Mr Brigham for timber,	10 .. 11½
" "	To School section stamp,	5 .. 0.
		66 .. 6 .. 3¾

Add

Interest on the above amount for one year commencing 31st of December 1855. --- 6 .. 12 .. 3

" "	To one cord of fire wood. -	10 .. 0.
" "	To School grant to the present Teacher.	9 .. 10 .. 6.
" "	To Maps and apparatus, £	5 .. 15 .. 7.
" "	To paid freight. - -	6 .. 7
" "	To cash paid Teacher	31 .. 5 .. 0.
" "	To cash paid for Wood,	10 .. 0.
" "	To paid Alex: Youngs acct	4 .. 13 .. 10½
" "	To paid Teacher the Government grant. ---	9 .. 11 .. 3.

Carried forward. -- £ 135 .. 1 .. [illegible]½

in acct with School Section No: 6, in the

of Barton. ber. --

1856,

Jan: 1,

Mar: 26,	By amount of School grant received by me - - - -	£, 9 .. 10 .. 6.
" "	By amount collected from Non: Rept. ~~Rate payers~~ Cash	.. 17 .. 13 .. 3,
" "	By do, on Rate bill for May - - - - - - - -	.. 75 .. 19 .. 0,
" "	By do. for December. -	.. 194 .. 9 .. 3,
" "	By amount of Legislative or Government grant.	9 .. 11 .. 3,
" "	By amount received from the Township Treasurer.	7 .. 0 .. 0,

Memorandum. —

I find on examining papers in the John H. Pinco possession — thus! — Barton 8. January 1856. —

School Section No: 6, To Peter Gilman Dr.

To 8. Month int: on $300. dollars, — £ 5 .. 0 .. 0.

" Cash, — .. 75 .. 0 .. 0.

" interest. 1. year and 8 month. — .. 12 .. 10 .. 6.

£ 92 .. 10 .. 0.

X this was paid by Gilman to Sarah Pinco

See charge to Pinco —

£314 .. 3 .. 3,

Peter Filman Esqre Secretary. Treasurer in

	Dr.	Township
1856.	To amount carried over	£ 135 .. 1 .. 0¾
" "	To paid for fence posts	1 .. 10 .. 0.
" "	To paid teacher	5 .. 0 .. 0.
" "	To paid Lewis Smith for Lumber	× 2 .. 7 .. 5.
" "	To paid stove ~~stove~~ pipe.	× 4 .. 6 .. 6.
" "	To paid Wm Alnos for wood.	× 1 .. 0 .. 0.
" "	To paid Walter Brandt for the Privy	× 3 .. 7 .. 6
" "	To paid the Teacher	69 .. 13 .. 3
" "	To paid the Treasurers a/c^t.	1 .. 9 .. 4½
" "	To Cash paid to the Collectors fees on £75 .. 19 .. 0.	× 3 .. 15 .. 11.
" "	To do do, on £194 .. 9 .. 3.	× 9 .. 14 .. 5½
" "	To interest on Money Loaned the S. Section being on £150	17 10 .. 0.
		£ 254 .. 15 .. 5¼

1856, Add, - omitted, in 1856, £ s. d

1856, To Alex: Youngs a/c^t, ~~4 .. 14 .. 6.~~

April 4. To Alex: Youngs a/c^t, 1 .. 11 .. 10½ ~~6 .. 6 .. 4½~~

1856 "

Nov: " To paid Alex Young, including Walter Brandts a/c^t for Cutting Wood ~~£3 .. 2 .. 0 & 3 .. 0 .. 0~~ ~~6 .. 2 .. 0.~~

ofst with School Section No: 6. in the

of Barton.

		Cr.
1856.	By amount carried over, - - -	£ 314 .. 3 .. 3.

Peter Filman Esqre Secretary Treasurer,

Dr. Township

The Building Ac=

1855.					
Apl.	9.	To paid R. R. Smiley,	£	5.. 0.	
June	16.	To paid J & W. Myles,		8 .. 15 .. 7	
July	23.	To paid Melville and Herald.		18 .. 7 .. 3½	
Nov:	4,	To paid Mr Glover a Carpenter. — — —	£	25 .. 0 .. 0.	
"	30	To paid Joseph Douglas (Mason.)		32 .. 5 .. 3	
Sep:	10.	To paid J. Terriberry. — —		18 .. 5 .. 11.	
Nov:	3.	To paid Wm Brigham, —		1 .. 11 .. 10½	
May	15.	To paid Alex: Marshall		43 .. 2 .. 2	
Dec.	31	To paid Alex: Young,		4 .. 0 .. 0	
"	"	To paid Calvin Young		1 .. 2 .. 6	
"	"	To paid Peter Filman		28 .. 5 .. 0½	
"	"	To paid Faulkner for Sand. — — — —		16 .. 3	181 .. 17 .. 10½

1855, Omitted,

Oct.	6.	To pd J. Terryberry for latts,	£	1 .. 16 .. 0.	
Sep:	11.	To pd " do — per receipts,		2 .. 13 .. 10,	4 .. 9 .. 10,

1856.

Nov:	12	To paid Wm Brigham for receipt. — — —			
		[illegible]		2 .. 5 .. 0	

in acct with School Section No. 16, in the

of Barton,

Cr.

count. - -

1855,

May 14, By amount received by the Treasurer this day - - - £150..0..0,

" " By balance due the Treasurer on this acct } " 31..17..10½ 181..17..10½
See second page back }

£181..17..10½

Notice due to the Trustees, —

+ 17 [illegible]

Notice due the Trustees. —

Peter Filman Esqre Secretary Treasurer

Township

Dr

Expenditure,

1857.				
Jan.	1.	To paid balance due Secretary Treasurer last act. - - - - - - -	15	12	2¾
"	"	To paid interest to do on same. - -	1	8	7½
"	20.	To paid the Teacher the County Assess^ts	14	3	2
Apl.	"	To paid Alex. Youngs act. - - - - -	x2	0	0
May	2.	Non Resident Tax, 1856. -	20	15	4
"	"	To paid Insurance on House. - - - - -	x2	5	0
June	"	To paid Calvin Youngs act	x5	2	9
Sep.	2.	To paid Teacher the Gov^t grant. - -	11	14	0
"	"	To paid lumber for fence,	4	0	6
Oct.	9.	To Sundries for Examination,	14	8½	
"	"	To paid Teacher received by rate Bill. - -	32	12	6
"	"	To paid the Treasurer act. - - - -	10	11	3
Dec.	23.	To cash paid Teacher. -	26	4	1
"	"	To do, do. - Note -	20	16	3
"	"	To do, interest on do,	11	5½	168 11 10½
					14 11 10
					£183 3 9

in acct with School Section No: 6, in the

of Barton. - - -

Cr

1857, Receipts.

Jan: 20,	By amount paid the Teacher by the Township Treasurer, being County Assessment	£ 14 .. 3 .. 2
Mar: 11,	By amount received, being interest on Clergy Reserve fund	10 .. 11 .. 0
May.	By Non Resident Tax for 1856, per Alex: Young	20 .. 15 .. 4
Sep: 2,	By amount for Teacher Government grant	11 14 .. 0
Dec: 8,	By amount received as Section Tax. - - - - - - -	87 .. 0 .. 0
" "	By Teacher Recd By Rate bills 1 .. 3 — 2 .. 6.	32 .. 12 .. 6
1858, June, 1,	By Treasurer, rate bills and others. —	6 .. 7 .. 6
		183 .. 3 .. 6
	Deduct, By amount in Secretary Treasurer hands to balance this acct. - - -	14 .. 11 .. 10¼
		£ 168 .. 11 .. 7¾

Peter Filman Esqre in acct &c. &c. &c.

		To amount brought over,	£168..11..10½	168..11..10½	
1857 Jan:	12.	To cash paid D. Almos in Kile, for 2 Cord of Wood at $ 2. per, —	$1..0..0.		
Feb:	6.	To paid Alex Young, by a.a. b^d	7..0..0		
Dec:	18.	To do. do	—..10..0.	8	10 0
		Costs, &c. &c,			
1859. Mar:	15.	To amount paid Jacob Hep. by Alex: Young, all Costs, being charged ag^st the Filman, — and included in the amount paid by him to the Cooler, — (fees)	—..15..0	fees,	
1859. Dec:	28.	To amount paid Peter Co Blacker as Witness, —	—..10..0.		
Nov:	19.	To amount paid Counsel in Suit. — Vig^s S.S. No. v. Filman. — (fees.)	5..0..0.	8..10..0	
"	"	To Judgement for £2..5..0, that should not be charged ag^st the Peter Filman, —	2..5..0.		
1857. Jan:	10.	To amount ~~received~~ paid in full as per receipt, to Peter Co, Blacker Teacher, salary,	$4..1^{m}..8½		
1857. Dec:	9.	To Jacob Rymal in full as per receipt, — fees per Alex: Young.	$4..13..10½	9 11	7.
			£195..3..5½		

with School Section No: 6, Barton,

By amount brought over, £ 183..3..6,

Memorandum – Required
The Amount of each Rate Bill for

Total amount	1855 –
— do —	1856 –
— do —	1857 –
Amount Collected	[illegible]
" to Collect	[illegible]
" % for Collection	[illegible]

do — for M E 6 [illegible]

* Twice charged against Mr. Gilman. –

Required the Chairman & Trustees Report
the Amt. Sup.d for 1855.
— do — 1856
— do — 1857

Carried over £ 183..3..6,

Peter Filman Esqre in acct with the School

To amount brought over, £ - - - 195 .. 3 .. 5½

To other amounts paid in defending the suit between the Trustees and P. Filman. –

" paid A. Young, 2		10. 0.	
" " Witness	4.22½	1 .. 1 .. 2.	4 10
" do. for serving Summons	5/5	2 .. 9	2 .. 18 .. 11.
A. Young, paid Witness.			*
Cash – 5.		1 .. 5 .. 0.	

1857.
July 10, To receipt in full for salary, Half year ending 30th June 1857. signed P. C. Blanchet. –

Exp^s 11 8 11
2 .. 5 ..
£ 7 .. 3 11

1857.
Dec. 23, To receipt from P. C. Blanchet. for £26 .. 4 .. 1 – (see back P. K.)

£, 198 2 .. 4½

* Perhaps these Costs ought not to be counted in. –
John W. Kerr.

Sec: No: 6, Township of Bartonn

By amount Carried fd. - - - - - £183 . 1 . 6.

Wednesday, 10th January 1866.—

Proceeded to Hamilton obtained summonses from James Cahill Esq. J.P. for Wm. Kiele and Thomas Hunt for going out to fish on Sunday 6th inst. thence to B. Beach Service Hunt personally - saw Hopkins the Magistrate, see particulars in my report - went out at 8. a.m. came in at 7 p.m. - Miles 26 —

Sir

11th January 1866.

I have the honor to report for your information that on this day, I had Thomas Hunt summoned before James Cahill Esq. J.P. and fined $5 & costs for going out to fish on Sunday last. With reference to my report of the 7th inst. I have now to report that Thomas Hunt, is one of the persons named therein:— Prince Depew the other man is brotherinlaw of John Dyes.— On monday last Mortimer Long, who has heard that I was on the ice on Sunday and caught the two men named fishing, went before John Wesley Hopkins Esq. J.P. complained that he has heard that Prince Depew has been out fishing on Sunday, upon which Hopkins issued a summons for Depew to appear before him, and Depew having admitted the offence - Hopkins fined him $4. and costs - (6. dollars.)

This management of the case was made by Dan'l McLynn and carried out to his wishes by Squire Hopkins, and Mortimer Long for the purpose of frustrating the ends of Justice.— Hopkins - Long and McLynne well knowing that I had the case in hands and would attend to it. —

Now for Mr Hopkins version of the case — I called upon him yesterday evening when he told me, that Prince Depew, came before him acknowledged that he was out fishing on Sunday, and knowing it was against the law - he came to give himself up to be fined - that he fined him $4 and $2 costs - and after he had done so, he heard I had been up the Bay, and caught him - Depew Hunt and Krell. —

I consider it my duty to lay these facts before you for consideration — I dont believe a word of this! —

I Have &c

John W Kerr

P. O.

Hon Commissioner

Ottawa. —

Sir

11. of January 1866.

I have the honor to report for your information that I consider it would be for the peace, quietness, observance of the law and prosperity of the public and people at Burlington Bay, if you would have Daniel McIlwyne served with a Notice of Ejectment — or Notice to Quit —

When I come to lay my application for leases for the current year before you, of the Burlington Beach, I have made up my mind that I shall not re-commend him — I will give my reasons. —

I Have &c

John W Kerr

P. O.

Hon: Commissioner

Ottawa

11. Jany. 1866.

Sir — I have the honor to again apply to you for the tracts of Toronto Island Burlington Beach and Grand Fishery and oblige

John W Kerr

P. O.

Hon Commissioner

Ottawa.

Thursday — 11. January 1866.

Attended before James Cahill Esq. Jus. Thomas Hunt fined 5, & costs which he paid — Dan McIlwyne told me it was a shame to fine Hunt and that if I want to take fish out of his bay, — he would fit me, I would never do it again. — went out at 8. a.m. came in at 4. p.m. — Miles 10. —

Sunday. 14. January 1866. –

Proceeded to Dundas Marsh & B. Bay. near the Heights. found two men in a fish house on the Marsh on the old Canal, near or in the direction of old Mr Case – One gave his name as James Orile, living opposite Sam: Anderson's Waterdown – and the other gave his name as Robert Barry. living in Corktown Hamilton. – they had a spear concealed in the water, and the small fish was also hid away and when found – presented the appearance of being recently used. – took the spear out of the water into my possession. – they had a bottle of whiskey as Orile remarked good whiskey too. – and presented me with the bottle to take some. – I took the spear and was proceeding away in the direction of Mr Case's house – when Robt Barry as he called himself – called to me to stop. & that he wanted to speak to me – when he came up – he said this is my spear and I will not allow you to take it away – and attempted to take the spear by force from me – I demurred – telling him not to do so – he became valiant all in a minute and took hold of the spear handle – I drew a pistol from my pocket – and told him if he attempted to interfere with me in my public capacity I would shoot him – he threatened and said if I had not got that bull dog with me. I would have a different story to tell; James Orile – also threatened – having expressed my determination as to what I would do – they fled down the ice – running – went thro a field and out on the back road leading to Dundas – I then went on to Mr Cases house – told him the circumstances – he then told me Jack Orile was the name and not James – that his mother a poor widow lived on the hill pointing to it – and he kindly promised to find out for me what Robt. Barry meant. –

Came along to Hamilton – reported the circumstances

circumstances to James Leahile Esq. J. P. — went out at 9, a.m. came in at 4, p.m. — Miles 12 — walked

Sir — 15. January 1866.—

I have to report for your information — that on Sunday last I proceeded to Brendan Marsh where I found two P.s in a fish house evidently fishing — the door of the house slapped too, which put me on my attention to this fish house — I demanded admittance a person who gave his name as Jas. O'neil came out — while another person endeavoured to conceal himself in the corner of the box — they denied they were fishing on looking into the water or hole open and I can see observed a cord — I suspected was attached to the spear — they seemed desirous of entrapping me in some way, — and they wanted to get a knife from the house & the little wooden box fish took therefrom a bottle of whiskey, — and then apparently started for home, — we separated — and I had gone about 200 yards, — when Robt. Barry — as he called himself called to me that he wanted to say a word to me — I waited, when he came up — he said this spear is mine, — and if you dont give to me I will take it from you — Jas. O'neil, the other person was at his heels, — Barry seized the spear handle, to wrench it from me — I drew a pistol from my pocket — and told him if they attempted to carry out their threat — I would shoot him.

Finding my position altho alone, was not a destitute one — they took to their heels and run away — such is the second instance of this year of their Sunday fishing — I rarely carry a pistol — but was advised by my friends when I go alone to do so in future, —

While the depty be so good as to furnish me with a good pistol — it is not likely that I shall ever have occasion to use it — but then for peace sake it is better I should have one — I have &c

Lt.

15. January 1866,

I have the honor to apply for a necessary supply of stationery for the current quarter including blank forms to return fines - blank forms for quarterly expenses and disbursements a few good quills - faber pencils - envelopes - small and large - foolscap paper - and some letter and note paper - Anything else you may think I require -

I have &c,

John W Kerr
N. O.

Hon: Comfort

15, January 1866,

Lt. I have the honor to enclose you an application from Mr Jas: Burden, for to lease a fishery at Port Burwell - which I received thro' the P. Office here addressed to Mr John McLeod,

I have &c

John W Kerr
N. O.

Hon: Comfort

Thurs: 18, Jan: 1866.

Proceeded to Burlington Heights - gave two summonses to John Duffy to serve on John O'Neil and — Brick for fishing on Sunday 14 - Brick being the name instead of (Robert Barry) as that gentleman - went out at 9. a.m, came in at 6. p.m - Miles 8 - having a good deal of hunting to make. -

Friday, 19 - Jan: 1866

Attended with John Duffy before James Cahill Esq. J. P. to prosecute Brick and John O'Neil - Brick fined $5 & costs. - Saw young Shaw's father - who was fined 5 & costs for appearing hearing - went out at 8. am came in at 4½ p.m - Miles 8. -

15. January 1866.

Sir

I have the honor to address you briefly, at the close of this my first year in office; I will not enter into the difficulties I have had to contend with since your first honoured me with the appointment, they are past and let them be buried in oblivion; - but I would be ungrateful and not worthy of the County which gave me birth if I did not here thank Mr W.J. Whitehead for his able and good advice as it is to be attributed to his wisdom and guidance always so freely offered and given to me, aided by our worthy Police Magistrate here James Leahile Esq.r that I got on so successfully, in those dark days of obstruction when I was assailed; and not so much myself personally as it was the miserable law - "the late Fishery Act" - which I had to adopt as my guide; and which, as Mr Whitehead first wrote me - "You are to enforce the Act."

Every incident as it occurred has been already faithfully sent to you, there is no use then to take up those things again in detail; I have however considered that a summary given here by me, might not perhaps be out of place. I will therefore commence by giving you an abstract of the fines quarterly imposed by the Magistrate through my instrumentality. These amounts you will find corresponed with the quarterly returns for the past year already sent to you. - -

Fines inflicted in contravention of the Act

For quarter ending	31st of March 1865. -	$160.00
	30th of June - - - -	30.00
	30th of Sept.r - - -	53.00
	31st of December - -	73.00
	Total	$316.00

At my instance, 66 dollars of this amount was not enforced, but the balance was paid, and I hope accounted for to your department. —

Of all those fines imposed I cannot point to one instance, as an act of oppression - the facts are all so well known in connection therewith; that to refer to them here more fully would only be a waste of time. — I have however just heard of a few other fines not imposed at my instance, the particulars of which will be likely sent you by the Convicting Magistrate. — —

Leases and Rents. —

I will now proceed to give you an abstract of Leases issued, and the amount of rent I received for the past year. — —

I have issued under your instructions twenty three leases, for the year ending 31st day of December 1865, amounting to $331. dollars, and out of this sum I received and paid into the dept. "Fishing Branch" and for which I hold receipts therefrom the sum of $286, - leaving a balance of $45. still due to me: — of this amount I am quite certain of receiving shortly I expect $37. dollars as I hold notes for the amount against the parties, but Samuel Cossey, a worthless fellow residing on Burlington Beach, I fear will never be able to pay the balance of $8. I hold however a note agt. him for this amount. —

Returns of Fish. — —

Now the most difficult task I had to perform was that of obtaining a correct account of the fish taken by each fisherman during the year 1865. — For some reason or cause to get at the truth is an impossibility, in future however I would recommend that a

I be empowered to demand this return from each fisherman quarterly or oftener if necessary, and I do think it advisable that something ought to be done to get from them the truth. —

Queenston Height &c Fisheries. —

	Lessees Amt.	Correct Amount
1. David Hetherington "a Lessee" —		
Black bass, herring and sturgeon.	35 00	100.00+
2. John Meadsworth — "a Lessee" —		
Herring, sturgeon and black bass	100 00	120.00+
3 Henry Sheppard. — "a Lessee" —		
5,000. Herring, pickerel bass, and sturgeon. —	300 00	300.00+
4,000. Mullet and Sucker	120.00	120.00+
4. Joseph Gabriel — "a Lessee" —		
900. Pikeral.	63 00	63 00+
3,600 Herrings —	36 00	36 00+
Total at Queenston. —	$ 654 00	739.00

Niagara Fisheries. —

1. Thos. Elliott, — a Lessee of No: 1 —		
White fish, pikeral, herring & sturgeon, —	700.00	800 00+
2. W. W. Church, and John Cotton "Lessees" —		
White fish at 6.7 and 10 per 100	700.00	830.00+
" Pikeral caught at the American side — landed in Canada.	108.00	108.00+
3 James Cantwell, "a Lessee" — 4 mile Ism.		
White fish, seine fishing	465.75	465.75+
" " gill nets. —	20.00	X 20.00+
Pikeral caught in the United States landed in Canada. —	48.00	48.00+

" sold at 7.8 and 9 per 100 fish

X " at 10 per 100. & at $7. per 100.

$ 2041.75 2271.75

Brought forward $2041.75 2271.75+

4. Caught by the Beach Rangers - Trespass on this fishing station 4 mile run

Daniel McGuire	Not defaulters	Bes =	100 00	100.00
Rd Fowler	} papers filed in	=	100 00	100.00
John Dynes	} trustees	—	100 00	100 00

5 Other Hand - "No Lease".

White fish gill nets 4 mile run	300.00	
Scisco gill nets 6 mile run	50.00	460.00 +

6 Alex Keith - "No Lease"

White fish - gill nets	40.00	92.75+
Siscos - gill nets	14 50	14.50+

7. Philo Bates - "No Lease".-

White fish gill nets -	300 00	400.00+
Scisco gill nets. -	50.00	50.00+

8 Dan'l Whitmore "No Lease" -

White fish gill nets.	300 00	400.00+

9. Peter Kett - Pt Dalhousie "No Lease" 50.00 50.00+

White fish gill nets caught down at Nelson - 12 miles below Town of Niagara on the lake	300.00	300 00+
Seiscos &c. gill nets -	60.00	60 00+

10. William Jones - White fish at the 8 mile creek gill nets - 100 00 100 00+
("No Lease")

11. Rich'd Sayntes "No Lease" - Jordan,

White fish - gill nets -	100.00	100.00+

12. Abraham Frubb - "No Lease", Jordan and Beamsville - gill nets and Seines. - 100 00 100 00+

Add - "No Lease" -	$ 4156.25	~~4791.75~~ 4699 00
13 Park Hand - Same as John Hand see No 5.	460.00	460 00 +
Total.	$4616.25	~~5251.75~~

5159

Burlington Beach Fisheries, —

1. Benj^m Jorie — "A Lease", Herring — hafs — mullet — suckers, pike & scisco — about 20000 of which he states 15.000 was herring. —	300.00	x	500.00
2. James Waddell, "A Lease" 7+10 Herring —	55 57	x	55.57
3. Mr Joan Baldry "No Lease this year". — Herrings &c — — —	36 00	x	36.00
4. Mr Sherbanale, — "A Lease". Herrings 7 567 ~~Herrings~~ gill nets	47 39	x	47 39
Scisco, — 650 do	6 50	x	6.50
5. Zachariah Corey "No Lease". 560. Herrings — He states caught for his own use ———	560	x	30.00
6. Saml Corey — "A Lease" — States he caught no herring, — — —		x	30.00
7. Fred^c Corey, "A Lease" — White fish, Seine net	20.00	x	30 00
Herring — gill net,	20.00	x	30 00
8. Benjn Foulds — "A Lease" White fish 450,	45 00	x	50 00
Herring — 40,000	150 00	x	200 00
Scisco 7.000	52 50	x	70 00
9. Danl McIlwyne — "A Lease" — 2 Barrels white fish	20 00	x	40.00
25.900. Herrings —	194 00	x	388.50
10. John Agnew — "A Lease" — White fish —	120 00	x	120 00
Herring —	50 00		50 00
11 Aaron Fletcher, "A Lease" 500 White fish	50 00		50 00
Herring 15.400 — 7$, 2000 Scisco 20	98 00	x	98 00
12 Jacob Kreile No Lease, 12,000, Herring & herring &c	60 00	x	60 00
	$1330.46		$1691.96

Brought fd	1330.46,	1891.96,
13. Alex Rolla "No Lease" —		
Herring and Scaiss —	50.00	50.00
14. Wm Podkins "A Lease" —		
White fish 500,	50 00	50 00
Herring. 12.500,	60 00	60 00
15. John Laaffe, "A Lease" —		
50. White fish —	8 00	8 00
4,000 Herring,	26 80	26 80,
10,000 Scaiss, —	75 00	75 00
16. Robt Fletcher — "No Lease"		
2.500 Herring,	12 00	12 00
17. [illegible] — "No Lease"		
2000, Herring —	11 50	11 50
18. Thos Armstrong — a Lease		
400, White fish —	40 00	40 00
19. Joseph Perry — "A Lease",		
106 White fish —	13 75	13 75
600 Herring —	15 75	15 75
20. Myer Levy — "No Lease", —		
White fish —	20 00	20 00
Herring. —	40 00	40 00
Total Burlington Bch, —	$1753.26	$2314.76
Toronto fishery —		
1. Mess David Weir, Pat Gray, and George Doman — "A Lease" —		
White fish —	352 00	1000 00
Herring and Scaiss &c,	647 50	2000.00
	$999 50	3000.00

1056
117

117
215

117. W. 8
215. 80

Cachors Fishing —

1. John Mallard — "No Lease" —		
White fish and herring —	400 00	400.00
2. Lewis Mash — "No Lease" —		
White fish — about	200 00	200.00
3. Same — fishing — "No Lease" —		
White fish —	200 00	200.00
Total	$800 00	$800.00

Port Union, — Fishing, —

1. John Laskey — "No Lease" —		
White fish about	400 00	400.00
2. Robert Perry — No Lease —		
White fish about	144 00	144.00
Total. —	$544 00	544.00

At Frenchmans Bay, —

White fish, about.	500.00	500.00
at Bronte,		
White fish. Salmon Trout, —		
Sciaens and herrings, —	50 00	50 00
at Pt. Credit. —		
Salmon trout & fish —	50 00	50.00

Total amount of fish caught at the different stations, during the year ending the 31st of December 1865. —

Fishing Stations. —

At Queenston Heights. —	$739 00
" Niagara - 2. and 4 mile run &c,	
Pt. Dalhousie, Jordan & Beamsville	5251.75
" Burlington Beach. — — —	2314.66,
" Toronto &c. — —	3000.00.
" Scarboro. — —	800.00,
" Port Union. — —	544.00.
" Frenchmans Bay. —	500.00
" Bronte. — —	50.00
" Pt. Credit. —	50.00
Gd. total. —	$13249.41

This amount of $13,249.41¢ as set forth here is I believe more correct, than this given in the first column by the fishermen. — I must say however! that I do not vouch for the accuracy of either; although I do feel satisfied that the account I have received from several of the dealers and others are strictly correct. —

I have taken the liberty of giving the value of the fish taken below Toronto, as far down as Frenchmans Bay - it was kindly furnished me by a resident of Toronto, who fished in all the places referred to. —

Spears and Handles —

I find I have 17 spears and handles in my possession, I captured and that were forfeited during the past year. — Those spears are worth at

Am

an average $1.50, each, and a spear I singed on the night of the 14 of October last, was stolen from out of the Police Station. King William Street - Hamilton I reported this fact to the Chief Constable at the time. -

I have the remainder of the spears stowed away in an upper closet, in my own house, for safe Keeping; awaiting your official instructions for their disposal. - -

Herring Nets.

I have also about 600 yards of herring net mounted and fit for use which I can sell for the benefit of the department whenever you order me. - Those nets my reports to you have shown were singed by me in Burlington Bay. - I have also a piece of a pike net I singed there also. and all the nets are forfeited to the Crown for the benefit of the department. - -

Herrings. -

I sold 600, herrings, I singed in the above nets for the sum of $1.80, to be accounted for after a little time. - - -

Boat License -

I hope the foregoing report will convince you how necessary it is to make pile net fishermen take out Licenses. - -

As regards Burlington Bay, it is in itself a mine of wealth, which cannot be surpassed by any other waters in this Province "for the propagating of fish" and I hope every facility will be afforded to me for its protection. -

I hope the foregoing report will also give you a fair insight of the intrinsic value of the other Fishery Bays which I have the honor to be placed by you; and while I hope and expect my conduct for the past year you will meet with your approbation: I sincerely trust that for the present year; you will be pleased to make my position such as will enable me to carry out your instructions with more satisfaction to my self in a pecuniary point of view, as really and truly I am not compensated for the duties I perform. I will have to report to renewed action to perform my duties more effectually, and your aid is necessary —

The foregoing being my humble report for the past year. —

I Have the Honor &c

John W Kerr

P. O.

Hon: Commissioner
of Crown Lands
Ottawa.

Wednesday, 24, Jan: 1866,

At Burlington Heights on the Bay — several persons spearing — went out at 9. am, came in 6. p.m. — 9 Miles 8. — all regular —

Friday, 26 Jan: 1866. —

Proceeded to the Bay, near to James Filmans — found old Mr Stranger in a fish house — informed him that spearing for herring was contrary to Law — Mr John Little of Toronto called on me to-day to rent fishery from Pt Credit to Oakville — went out at 11. am came in 6. p.m. no Miles about 18 —

Dear Sir

26th January 1866.

I have the honor to acknowledge the receipt of your letter of 23rd inst. enclosing me the sum of $13 on acct of fishing stations No: 14, 16 and 17, Queenston Heights.

The Post Store House does not come under my superintendence - apply to Captain Henderson the Custom House officer at Niagara. -

Yours truly
John Walker,
F. O.

Mr John Wadsworth -
Queenston, C. W.

Sir -

26. January 1866. -

I have the honor to report for your information that Martin Shears, who was convicted and fined 5/- and costs for spearing herring with Dark Light on the night of 5th November last, is a little boy. -

Under those circumstances will you be pleased to allow this fine to remain - his father in the mean time paying the costs. -

I Have &c
John Walker
F. O.

Hon: Commissioner
&c. &c. &c. -

Sir. 27. January 1866.—

I have the honor to apply for liberty to rent and moderately furnish a small room for an office in this City.—

And I will also thank you to sent to my address in future a copy of the Canada Law Gazette.—

For the past year I did not wish to open an office specially for the fishery department—hence the department has had nothing to pay in this direction.

I Have &c

Hon Commissioner, John W Kerr
F. O.

27. January 1866.—

Sir, I have the honor to renew my application of the 30th of December last, for leave to spear bass, pike and pickerel at Long point and Turkey point—Lake Erie.

Application has been made to me for this privilege by several persons who wish to go up there from Hamilton for that purpose.—

An immediate reply is urgently requested.—

I Have &c

Hon: Commissioner, — John W Kerr.
&c &c F. O.

Sir

27, January 1866. —

I have the honor to apply to you for leave to Lease for one year that part of Lake Ontario lying between the Harbours of Port Credit and Oakville, to Messrs John Grandfield and John Little of Toronto, they offer me fifteen per year payable in advance. They men are well recommended. — I may mention that this applied for, is a portion of that formerly held by lease by Mr Thomas Slade.

I Have &c
John Wilkes
F. O.

Hon: Commissioner,
&c. &c. &c.

Toronto January 25, 1866. —

Dear Sir —

We the Undersigned beg leave to recommend John Little as an applicant for the fishing ground at Port Credit

Wm Strachan alderman
James Burns Councillor
Wm Adamson alderman
Thomas Thompson Aldn
Jas B. Boustead Councillor
Thomas Lennox
Richard Lennox Coroner

John Wilkes
Fishery Inspector
Hamilton

Sir. — 27. January 1866. —

I have the honor to apply to you for leave to renew the Lease of fishing stations Nos: 14. 16, and 17, Queenston Heights on the Niagara River, to Mr John Wadsworth, for the current year for the sum of thirteen dollars. —

I have &c,
John Wilkes
J. P.

Hon: Commissioner
C. P. R.

Sir. — 27 January 1866.

I have the honor to enclose you a printed copy of Convictions made by the Magistrates to the Clerk Peace of the County of Wentworth - in it you will find the name James Ward, marked thus ⁂. —

Will you be pleased to call on the convicting Magistrate, J. W. Hopkins Saltfleet, Stony Creek P. Office, for the portion or half of fine payable to the Crown. — ~~for further particulars~~, please refer to my letter of 7th of October last

Mr Whitehead knows the particulars of this Case - I talked to him about it —

I have &c
John Wilkes
J. P.

Hon: Commissioner
C. P. R.

8 February 1866.

Sir — I have the honor to report for your information that with reference to my application of the 24th ultimo for permission to be granted for leave to spear for pike pickerel and bass at Long point &c. —

On yesterday Mess John Bambergs, George Bambergs, George Binkley and Thomas Dalton, renewed their application stating that they were going up there pending an answer from the department granting the privilege. I gave them a Safe Conduct until the 28 of February — on which day all spearing will cease and terminate.

I hope my conduct will meet your approbation in this matter. —

I Have &c.
John W Kerr
F. O.

Hon:
Commissioner
Ottawa,

Sir — 8 Feb 66.

I have the honor to state for your information, that at this present time there are upwards of fifty fish houses on the Burlington Bay in use by persons spearing pike bass and pickerel. —

This fishing will terminate on the 28th day of this month. —

Will you be pleased to authorise me to collect from each person the owner of a fish house one dollar for the privilege he has enjoyed; to be applied towards defraying the expenses of this department. —

I Have &c.
John W Kerr
F O

Hon: Commissioner
&c. &c.

Friday. 9th. February 1866. —

Proceeded to Burlington Heights — on the Bay — to see if the spearing was being properly carried on went out at 9. a.m. came in at 6½. p.m. — Miles 12, found all regular — but heard that Nets were in preparation to be set in the Bay. —

Saturday 10th. February 1866. —

Proceeded to Hamilton — thence to Burlington Beach made search about the boxes for nets — Constable Brown accompanied me — went out at 2. a.m. — Came in at 5. p.m. — Miles 24. — Brown + Kerr

Sunday. 11th. February 1866. —

Proceeded to Burlington Heights — thence on to the Bay — found Thomas Crofs — spearing herring — he had 22 herring in his possession — ordered him to appear before James Cahill Esqre. J.P. — inspected box at and near Alex: Browns wharf. — found foot marks to and from the box — thence to the Beach — found foot marks to and from Sam Morrisons fish house, traced them to John Dynes house. — went out at 11. a.m. came in at 7. p.m. Miles 24. —

Monday — 12, February 1866. —

Attended before Jas. Cahill Esqre. J.P. — Thomas Crofs was in attendance — he was fined 5. and Costs. —

Thence on to the Bay. near Smokes East Flamboro found Captn. Wm. Lealand, and Thomas Platt spearing herring, went out at 8. a.m. Came in 6½ p.m. Miles 24. —

Tuesday, 13th February 1866. —

Proceeded to the Police Court — Thomas Platt, and Wm. Lealand, were each fined five dollars and costs went out at 8. a.m. came in at 3. p.m. Miles 8. — — —

Sir

13. February 1866.

I have the honor to report for your information that on Sunday last, the 11th inst. I caught Thomas Loofs, in a fish house spearing herring. —

I had him brought up before James Cahill Esqre J. P., who fined him five dollars and costs. —

I have also the honor to inform you that on yesterday I found Mr. Thomas Platt, and Mr. William Sealand of this City, spearing herring in contravention of the Fisheries Act, they were fined five dollars each and costs. —

I am requested by the Honble H. B. Bull, to recommend to you to order, that the four 4/5 portion of the fines imposed upon Messrs. Platt and Sealand be refunded, — they having as represented by them acted through ignorance of the Law. —

I Have the Honor to be,
Sir
Your Obt Servt
John Kerr
F. O.

Hon.
Commissioner of
Crown Lands —
Ottawa.

Monday 19th Feb 1866.

At Burlington Heights, — posting notices, — prohibiting spearing — after the 1st of March next — went thence along the north shore of the Bay, to the Beach posting ditto — went out at 8½ a.m. came in at 6 p.m — allilay 20 posted about 40, Notices one on each House. —

Thursday - 22, Feb: 1866. —

Proceeded to Burlington Beach on the Bay. — posted up about 50 Notices - prohibiting spearing after the 1st of March next — went out at 9. a.m. came in at 5. p. m. - Miles 20. - posted a notice on each fish House. —

Township of Barton. —
22d of February 1866. —

Sir —

I have observed in your publication of today, ~~that~~ you say ~~as regards~~ "The Barton Election" - "The Election in Barton for a Councillor terminated "last evening in the return of Mr Rousseaux. - The "Contest was a close. ~~the~~ his majority over his "opponent (Col Aikman) being only 10." —

I may here remark that Mr Joseph B. Rousseaux's return was protested against and, the same was announced to the Assembly present by the Returning officer Mr ~~Joseph~~ Jacob H. Burkholder, — and I here with give you the grounds ~~of~~ on which that protest was made. — —

First. One man voted three times for Mr Rousseaux he was entitled to vote once — and there is no other man of the same name in the Township. —

Second — Another man — voted twice - he was entitled to do it once. — and there is no other man of the same name in the Township. —

Third — ~~Five~~ ~~two~~ men voted - who are not on the ~~of~~ Assessment roll, nor Voters list of 1865. —

Fourth. — Few voted, - who by their own act - during the past year - and previous to this Election disqualified themselves - and they are disqualified by Law. — —

Fifth — ~~Six~~ five persons voted who appear on the alph. Roll as "Householders" — but having changed their residence during the past year to without the township Co. Cd not legally vote. — ~~and other~~

There may be a few more — however I may here state that these votes objected to at the time of voting are included in this Bogus Majority of 10, and are so entered on the poll book.

Lieut: Col: Dikman's friends who brought him into the field, will not submit to the gross injustice, this has done him: — ~~And therefore~~ as the second step in the right direction I ask you as an act of justice to publish for the information of your numerous readers as well as the Rate payers of Boston the foregoing particulars. — X

I Have the Honor to be
Sir
Your Obt Servt
A Rate payer —
One Voter at Last Election

To the
Editor of the
Spectator,
Hamilton.

~~P.S. Respect for the persons above prevent me from furnishing you with the names. —~~

X two voted who on a scrutiny will be proven to have no legal qualification. — X

21st of feb 1866.—

Insolvent,

1. R. R. Waddell,
2. A. Smith,
3. John Carr,
4. Peter Ilmain
5. Sam D. Help
6. Alex Taylor,

Voted more than once — Not on dist

1. John Murray,
2. John Murray,
3. C. McCauley

3,

1. Wm Ashley
2. John Jeffrey,
3. Moses Conway
4. Earn
5. Charles McCauley,
6. James Lowe,
7. John Grant

Not Householders,

1. John Ilmain,
2. James Murphy,
3. J. B. Rouleaux,
4. Thomas W. Daves,
5. John Daglish
6. George Blemming

5,

Has no legal vote 4

1. ~~Charles Abraham~~ — F. Pat Farley
2. Amos Johnson — F. M. O'Connor
3. Richard Rowe — F. W. W. Waddell

2,

Objected votes.

Insolvent 4,
Not Householders. — 5,
Voted more than (1) 3,
Not on dist — 6,
Has no legal Vote 2.
Total, 20,

186
20

Total Rouleaux — 166. Total Dickman 176,
12

174
166

Total majority 8.

County of Wentworth

Barton, C. W.
21st February 1866.

Sir,

This afternoon I entered verbally my protest against your return by plurality and majority of votes, Mr Joseph B. Rousseau as Councillor for this Township stating at the same time my reason was that he had been elected by a majority of bogus votes.

And I now reiterate the same in writing as I find on examining the roll book that Lieutenant Col. Michl Aikman has been duly and truly elected Councillor by a handsome majority of bona fide votes.

John W Kent
a Voter of Barton.

Jacob H. Rinkholdie Esq
Ret Officer
Barton

ale Taylor

186	1
21	1
165	1
	1
	4

176	
4	
172	
165	
7	

Sir

3, March 1866.—

I have the honor to state for your information that almost every other day I receive applications relating to Fishery, to rent same &c, some by letter, others made personally.

Some of those applications come from Lake Erie, Queenston-Niagara, Pt Credit & Toronto — One man I directed to go and take possession at Pt Credit.—

It would be very satisfactory to me to receive my appt under the late fishery act, define my boundaries &c. &c. &c

I always like to hear from Head quarters.

I Have &c,

John Kerr

F. O.

Hon: Com: of C Lands,
— Ottawa.—

3, March 1866.—

I have the honor to enclose you an application from Mr Cornelius McLeod of the Metropolitan Hotel, Dunville, in the County of Haldimand, to rent five miles of the Grand River for fishing purposes Dig:—

"Being from the upper waste weir above the "dam at this place — to where the Grand River empties "itself into Lake Erie; being a distance of 5 miles."—

And I have now the honor to ask for instructions in this matter, as the applicant is urgent.

I Have &c

John Kerr

F. O.

Hon Commissioner
— Ottawa.

Sir

3 March 1866. —

I have the honor to report for your information that the leave for spearing bass, pike and pickerel, granted in B. Bay and Grundy marsh; by the Hon: Com: of Crown lands; terminated on the 1st inst; and from all quarters I learn that every person who availed himself of the privilege seemed to be satisfied. —

In going over the ice on the Bay, on the 22nd ult: posting notices that the privilege of spearing would terminate on the 1st of March - please find copy of my Notice herewith — I counted close on the 100 fish houses. —

In due time I will be able to give you a return of the fish taken; which from all the account I have been able to collect, have been the largest quantity ever known captured by such means. —

Bass and pike were the only kind captured; the largest pike taken was 22 pounds. — and the largest bass was seven pounds weight.

I have &c,

John Wilkes

F. I.

Hon: Commissioner

F. F. F. &c

Sir,

Hamilton, 10th March 1866.-

I have the honor to send you herewith a Copy of Notice, I received this day from Mr Pat^k Gray, one of the Lessees of the Fishery on the island, opposite Toronto, served upon him by Messrs Robinson and McBride, Solicitors of the City of Toronto, and as the said notice states by "instructions from the Corporation".

While you please refer to my letter of the 7th of Sep: last; Also to a subsequent application I made to you on the 17th of October last, in behalf of Mr Patrick Gray,- in which Mr W. Whitcher, our able Inspector General of the Fisheries coincided on the 22nd of November last, when I had the pleasure of meeting him here - talking over and receiving his valuable instruction, ~~that I should recommend~~ Mr Pat: Gray, understanding that I would submit and recommend him for nine years lease of ten acres of land in front of his fishery on the island, commenced and built a House, in all this Mr Whitcher acquiesced, a plan of the island was to have been sent me by him, that I might mark thereon the part of the island Mr Gray required - I have not yet received the plan - but this is immaterial. -

On the 30th of Dec: last, I again followed up my previous letter by making a further application to you for this 9 years lease of the ten acres at $20 per year payable each year in advance.

I hope Mr P. Gray's application will now be at once acceded to, and thereby put a final stop to all further annoyance to which he is subjected by Servants of the Corporation of the City of Toronto, for evidently the Solicitor dont know That "the strip of land (or island) fronting Toronto City still belongs to "the Crown" - It has been occupied by different

Fishing Leases" –

Mr. Pat: Gray being just now one of those occupants :–

I Have &c.,

Hon: Commissioner
&c. &c. &c.,

Cohill W. Kerr,
Q. O.

10. March 1866.

Dear Sir. — I am in receipt of yours of the 8th instant, with the Notice from the Solicitor of the City of Toronto, acting under instructions from the Corporation. – I am perfectly astonished that those gentlemen should be induced to act towards you as they have, and are determined to do, for they certainly must be aware that the Island opposite Toronto on which you have built your house is not the property of the Corporation of the City of Toronto ;– I made the Hon: Commissioner of Crown Lands aware last October that you were then building a house on the island, and at the same time I sent forward your application knowing then, as I did That the island is the property of the Crown. – –

Subsequent to this on the 22nd of November last, Mr W. F. Whitehead the worthy Head of the Fishery Branch of the Crown Land department, came here and amongst other matters your application was taken up, discussed, received his attention consideration, and was entertained, and it was further arranged between us that your application would be granted. – I afterwards communicated this fact to you both before, and on the 30th day of December last, when I saw you on the island, where I had gone by instructions from the Deputy Commissioner of Crown Lands, —

I have sent a copy of the Notice, I received from you to The Hon: Commissioner of Crown Lands.— and pending an answer, cannot advise you what course to pursue; as you are aware I always act strictly in accordance with my instructions given from Head Quarters.— But you might however see Mr Robinson, and let him read this letter, it will open his eyes to the fact: "That the strip of land (or island) "in front of Toronto is the property of the Crown".— And should he proceed with his ejectment, you can call on me and I will produce written proof to this effect sent me on the 10th of June last, and twice since by the Hon: Commissioner to this same effect.—

I have been very unwell for some time past and am only slowly recovering; otherwise I would run down to Toronto, and explain myself to Mess Robinson and McBride more fully how matters stand, and as I have briefly stated them here.—

I Have the Honor &c &c,

John W Kerr

P. O.

Mr Patk: Gray.
" Carfoff
Mr James Burns.
Market.
Toronto.

Sir,

23. March 1866,

I have the honor to recommend and I hope that the Hon: Comm: of Crown Lands may authorize to be set apart for the natural propagation of fish: Burlington Bay and Dundas Marsh –

That no person or persons be allowed to fish therein while the same is so set apart & kept by angling, That the period so set apart shall be from the 1st of March until the 1st of December inclusive and each year. – Under section 19 of the Act. –

I have &c,
John W. Kerr
F.O.

Hon: Commissioner
C. Lands
Ottawa,

Sir,

29, March 1866. –

I have the honor to report for your info. that on monday evening last, the 26th instant, I found a net nearly 200 hundred yards long set in Burlington Bay, which I seized and forfeited. It contained one pike. I was not able to find out who the owner is. –

On Tuesday last, I seized a herring gill net ~~net~~ in Burlington Bay about 100 yards long, containing about 50 herring. – This net was claimed by Alex McPherson, Mr Jonas ~~[illegible]~~ Balding's hired man, as his property.

I Have &c.
John W. Kerr
F.O.

Hon Commissioner
F. F. &
Ottawa

Sir

30th March/86.

I have the honor to enclose you six dollars, being the rent for current year of fishing station No: 1. Queenston

Mr Joseph Gabriel held the same for last year by lease, at the same rate. —

Will you be pleased to send me up a lease to him of this fishing for as soon as convenient

I have &c

John Lee

F. A.

Hon Commissioner of Crown Lands

Ottawa.

Sir

3rd April 1866.

I have the honor to renew my application of a Nine years lease of such portion of the fishery situated between two and four creeks, Niagara as may hereafter be approved of, upon my recommendation. —

Mr James Bantinde the old lessee has sent me the annexed letter, which I recommend to your favourable consideration for immediate attention.

It will be necessary for the Hon: Commission to fix the dates for taking white fish at Niagara — as those laid down in the 14th section of the Act is not applicable to this locality. — —

I would therefore respectfully recommend that from the 15th day of April, to the 20th of June inclusive; be at once fixed and adopted for taking white fish at Niagara by means of Seines. —

I Have &c

John W Kerr. F.O.

Hble Comr: of C Lands
— Ottawa.

Sir

3rd April 1866.

I have the honor to enclose you a cheque for the sum of $30, together with a letter from Mr Henry Shepard of Queenston — applying for a renewal of his lease, which I would respectfully recommend be granted to him for a term of Nine years at the rate of thirty dollars a year payable in advance. —

By referring to No: 9, of my letter to you of the 26th of December last, you will please find this application was previously made to you. — I hope it will now be completed with. —

I Have &c

John W Kerr

Hon: Commission
&c &c
— Ottawa. —

Wednesday — ~~Tuesday~~ 4. April 1866. —

Proceeded to Mr. Wolfages — searched Mr Geo: O. Seconds inlet for a net — thence to the Creek at Geo: Lothridges. found a small net there — thence into the Bay — opposite John Dynes and found two nets there — went out at 5 o'clock Am came in at 5 p. m — miles 20 — saw a person out shooting ducks supposed to be John Dynes — sent him word by Sam: Morrison that if I found him out again I would prosecute him —. Geo Prior and Geo Kerr with me. —

Thursday — 5th April 1866,

Proceeded to the Beach — lay in ambush near Wm. Murrays lot — from 9. o'clock p. m. until 1. am — watching for trespasses in the Bay — missed this time — McKaig and Geo Kerr with me — went out 6. p. m. came in at 3. am miles about 24. —

7. April 1866,

Sir — I have the honor to report your information just received that six men; residents; of Boston in the State of Massachusetts are at present on Long Point, in Lake Erie, shooting ducks &c, &c, which is contrary to law. —

I Have &c
John W Kerr
F. A

Hon: Commissioner
Ottawa, C

Sir:

7th april 1866.—

I have the honor to enclose you, my returns in duplicate for the quarter ending 31st day of March last, amounting in all to only Seventeen days and nights active duty performed.—

I have also incurred ten dollars expenses for Constables, besides two dollars for the use of boats all of which I hope will be sent to me.—

I have ~~also~~ the honor to refer to the last years accounts, the balance remaining due therefrom; I hope will be adjusted and settled up without any further delay.— I want the money, and I will feel greatly obliged if my small demands, are settled more regularly at the expiration of each quarter.

I Have &c
John W Kerr
F. O

Hon: Commissioner
Ottawa.—

Sir:

7. April 1866.—

I have the honor to send you a letter I received from Mr W. W. Clench of Niagara:— I made an application to you on the 27th of December last for a joint lease for Mr Clench for nine years.— please refer to, No: 2, of said letter.—

pending an answer to my application of the 3rd instant, to the Hon: Commissioner to fix the date for Seine fishing at Niagara, I cannot and will not give him— nor any other person leave or grant any permission, but what the law authorizes.—

I Have &c,
John W Kerr
F. O.

Hon: Commissioner,
Ottawa,

Sir

7th Apl 1866. —

I have the honor to report that on Wednesday last, the 4th instant, I seized three nets I found set in the waters of Burlington Bay. —

I suspect John Dynes, is the owner — he was out the same day duck shooting, I saw him through my glass, fire several times and shoot ducks. —

I Have &c
John W Kerr
H. C

Hon: Commissioner
Ottawa.

Monday, Night — 9. Apl 1866. —

proceeded to B. Beach — Fredk Kerr accompanied me — saw John Dynes who gave me some information relative to hauling in the Bay. —

Jack Taaffe accompanied me as far up Bob Halls — Called Bob Hale — who answered but he declined to come out — heard from Jack Taaffe that Sam Marlow — John Dynes and McGrath were shooting all the day — and John & Sam all the day previously — went out at 6. p.m. came in at 3. a.m — Miles about 26 — walked. —

Tuesday, 10. Apl 1866. —

proceeded to Hamilton complaint against John Dynes for shooting duck on the 4th inst — and from the information I received obtained a search warrant — and searched Dynes House and premises at the Beach — found seven ducks as reported — Went out at 9. a.m came in at 9. P.M — Miles 30. — McNair Constable accompanied me. — went to Mr Baldys — served Alex McNeil Plaintiff with summons — John Dynes with summons —

Sir,

12. apl 1866,

I have the honor to report for your information, that on tuesday last, accompanied by a Constable, I proceeded to the residence of John Dyres, Burlington Beach — and under a search warrant, I found seven wild ducks two in his house, and five concealed and covered up in a wood pile all recently shot on that same day and on the previous evening. John Dyres was fined five dollars and costs for having the same in his possession such being contrary to law. —

I Have &c
John W Kerr
J. C

Hon
Commissioner,

Sir,

12. apl 1866,

I have the honor to report for your information that Alex: McPherson hired man to Alex Baldry, of Burlington Beach, was fined twenty dollars and costs this day, for using a gill net in Burlington Bay — on the 27th ults; and for taking and catching herring — being in contravention of the fishing act. —

I Have &c
John W Kerr
J. C

Hon: Commissioner
Ottawa

Wednesday 11th apl 1866.

Proceeded to Police Court, — prosecuted John Dyres for said offence as reported — thence to Bs: Height went out at 8. a.m came in at 11. p.m — was at Dundas — got important information about nets — in Bay, — likely about 24. —

Thursday. 12. April 1866. —

Proceeded to Hamilton P. Court, prosecuted Alex^r. McPherson, who was fined $20 & Costs for setting a net and using same in B. Bay. in Contravention of the fishery Act. — went out at 8. a.m. — Came in at 5. p.m. — Miles 8. —

Friday. 13. April 1866.

Proceeded to B. Bay — out hunting and searching for nets. —

Sat: 14. April 1866. —

Proceeded to B. Bay — and after a close search succeeded in finding a net in Sharmans inlet took it up with a grapple — it Contained three pike about 3 pounds each, — gave them to Isaac Prior — who cooked them — they tasted and smelled of Coal oil — the Oil refinery being at the head of the inlet — went out at 5. a.m. came in at 11. p.m. miles 20. boat horse and buggy. — Geo: Prior with me. —

Monday. 16. april 1866. —

Proceeded to B. Bay. — and remained in ambush near Harris's inlet — watching net setters — thence to Isaac Taffes. — thence to the Canal — saw James Waddell. Elisha Corey and Robt. Hall. went out at 12. m.n. came in at 7. p.m miles 24. Boat — Geo: Prior with me. —

Tuesday. — 17th. April 1866. —

Proceeded to B. Bay. — having first obtained summonses from Jas: Cahill Esqre. J.P. for Jas. Waddell. Elisha Corey & Robt. Hall. for using nets in the B. Bay. — had the same served upon the respective persons. — went out at 8. a.m. came in at 11. p.m. miles 30 — Boat Geo: Prior with me — Served summonses

Wednesday, 18. Apl. 1866. –

Proceeded to the Police Court, where James Waddell Elisha Corey, and Robt. Hale – appeared and were each fined $2, and Costs for using nets in Burlington Bay. – went out at 8. a.m. – thence on the Bay – searched the north shore side of the Bay, for herring nets – did not grapple any – bought a line for the grapple – Geo: Prior with me came in at 8. p.m – Miles 24. –

18 Apl. 1866.

Sir, I have the honor to report for your information that on Saturday last, the 14th. instant, I seized a Net in Sherman's inlet, B. Bay – containing three pike, about three pounds each – I gave those pike to George Prior, who accompanied me in my search – and on being cooked they smelled and tasted of Coal oil – and one person who partook of them was ill for several hours afterwards. –

Situated at the head of this inlet, are two oil Refineries; the proprietors cause the refuse and deadly stuff used for refining the oil to be thrown into the inlet. – Shall I proceed agst them under the 18th section of the Act. –

I Have &c

John W Kerr

P. O.

Wm. Commissioner

18. April 1866. —

Sir

I have the honor to report for your information, that James Waddell, Elisha Corey and Robt. Hall, who reside on B. Beach — were this day, brought before James Cahill Esq. J.P. Hamilton upon my complaint; for using Nets in Burlington Bay — on the 24th day of March last, they were each fined two dollars, and Costs, or twenty one days in Jail. —

The Magistrate gave them a week to pay the fine. —

I Have &c
John W Kerr
H. O

Hon: Commissioner,
&. &. &.

19. April 1866. —

Sir — I have the honor to apply to you, to have the close season for the black bass set apart in my district from the 1st to the 31. of May. —

And I will also feel obliged by your having seining for White fish at B. Beach — set apart from 24 of May until 1st of Aug. and the same period will also answer for Credit and Toronto,

I Have &c
John W Kerr
H. O

Hon: Commissioner

Sir —

19, Apl 1866,

I have the honor to report for your information that seining for white fish has commenced at Niagara. —

Will you be pleased to send me up the leases for the following leases at this place viz:

1. James Cantwell
2. Thomas Elliott
3. Pat. McNamara
4. Messrs W. W. Clench & John Sullivan

Boat Leases.

1. Alex Keith
2. John Hand
3. Pat Hand
4. Messrs Walls

Hon: Comfs-cóne. J Hand Jr.
John W Kerr

Friday, 20 Apl 66.

Proceeded to B. Bay, searched for and supplied for nets — went out at 11. am. came in at 9. p. m — recd. a letter from Capt Prince on my return home. — Cautioned two boys I found shooting at dippers near Bastens boat house — miles 16. —

Sunday. 22. apl 1866.

Proceeded to Depew's inlet - warned several persons I found there fishing men and boys if I found them again - I would fine them - thence to Sherman's inlet and hunted away 15 more from there - thence back to Depew's inlet again and hunted away about twelve more - amongst them a Sgt of the 16 Regt (the Master Shoe maker Sergeant) went out at 8. am Came in at 6. pm. m - Miles about 12 - Young Price with me.

23. apl 1866 -

Sir. I have the honor to report for your information that almost night and day, sunday and holiday ever since the first of apl came in - I have been engaged preventing as far as in my power his persons setting nets and shooting wild ducks in B. Bay and Dundas marsh. -

The shooting I am satisfied is stopped, but the netting I cannot so well vouch for - however, I am determined to make an example of those persons who persist in breaking this law, the very first chance I have. -

I Have &c

John W Kerr
Jr

Hon: Commissioner
Q. Q. Q.

23. Apl 1866.

Sir

I have the honor to report for your information - that on yesterday (Sunday) I was out from morning until night, and I warned about forty persons men and boys I found fishing with rods hooks and lines to the effect that if I caught any person desecrating the sabbath - I would have the law put in force -

I Have &c

John W Kerr

P. O.

Hon: Commissioner
I. H. & L.

23. Apl 1866.

Sir - I have the honor to send you this day by express sixteen spears seized by me during the past year - and which were forfeited before the presiding Magistrate -

While you be pleased to acknowledge the receipt of those articles -

I Have &c

John W Kerr

P. O.

Hon: Commissioner
Ottawa.

Sir

27. April 1866.

I have the honor to report for your information that, that on monday last, I attended before the Police Magistrate, Toronto, to give evidence. – It appeared Captn Prince, had twelve persons summoned up for fishing, and having pike and bass in their possession, contrary to the statute. –

The facts are there. – Mr Pat. Gray, one of the lessees (Island Toronto,) was making a haul for pike, sun fish, cat fish, and bass, in black house bay, he had with him at the time four of the Aldermen looking on four men fishing – and he sold part of the fish to the dealers in the Market; thus! Robt Berry, Pat Gray, John Thompson, John Carruthers, James Salter, Richd Ardagh James Morgan, John Sweeney; Mich^l Hughes, Mich^l Leonard, Mich^l Doyle & Leonard Walsh –

A man named John Hanlon lodged the information:– on my examination the case was dismissed there being no law to answer a conviction –

I have &c,

John W Kerr
J. P.

Honble
Commissioner,
&c &c &c

27. apr^l 1866.

Sir – I have the honor to apply for a lease of fishing station near Frenchmans bay. – for Mr Wm Bell Chamberlin who owns the land opposite to which the Fishery is situated:

I would recommend that the same be granted to him for one year at fifteen dollars, which he is prepared to pay me in advance. –

I have &c

Honble Commissioner,
&c &c &c

John W Kerr
J. P.

Sir,

27, Apl. 1866.

I have the honor to report for your information that on tuesday last, George Hill and John Logan were prosecuted by me before John McLean Esq. Police Magte. for shooting wild ducks on the previous day in contravention of the statute. —

I caught them myself in the act, they had 11. eleven ducks in their possession - which I seized. They were each fined $5 and costs - it being their first offence. —

I may have mention that these men stated to me, they had the sanction of John Hanlon, already alluded to in another communication. - Hanlon is employed in the capacity of a Constable on the island by the City of Toronto. —

I Have &c
John W Kerr
P. C.

Hon: Commissioner
&. &. &.

Sir,

27, Apl. 1866. —

I have the honor to report that on tuesday last I seized five pike nets I found in the marsh situated in the vicinity of the Don River, Toronto. —

The persons who placed them there had no legal right to do so. —

I saw several persons out with guns in their hands hunting, but as they had no wild ducks - I could only caution them against breaking the laws. —

I Have &c
John W Kerr
P. C.

Hon: Commissioner
&. &. &.

Monday. 23. apl 1866,

In Toronto – at the island, – see my report of the 27th instant. – Tuesday. 24 apl 1866,

In Toronto, at the island, at the Don destroy ville, – see my report of 27th instant. –

Wednesday, 25th apl 1866. –

At Toronto – thence to Niagara, by the Steamer City of Toronto, – up to four mile creek. – went out at 6 am – examined centres and nets – all regular and correct. – Miles 38 and 16 miles to 4 mile Ck.

Thursday 26 apl 1866,

At Niagara – to Toronto and on the island, and home at 12. p. m – midnight Miles 78. –

27. apl 1866,

Sir, I have the honor to report for your information that on visiting the fisheries at Niagara on wednesday, and thursday of this week, I examined the Seines and found them strictly in conformity with the act.

A great deal of impatience is displayed by several fishermen, because their leases have not yet arrived. Their money is ready and I will thank you to let me have the leases by the middle of next week, as I will go down there and stop some time amongst them. –

I hope therefore that you will be so good as to comply with this request of mine. –

I Have &c,

John W Kerr
F. O.

Hon: Commissioner
F. F.

Sir,

27. Apl 1866,

I have the honor to enclose you a cheque No 36, on the Bank of Montreal at Ottawa for 90 dollars.

This amount is to apply as follows: —

Fifty dollars, is from Messrs David Weir - George Newman and Pat Gray for the Toronto fishery: —

Twenty dollars is from Messrs, David Weir Geo: Newman and Pat: Gray for the Scarboro fishery. —

And twenty dollars from Mr Pat: Gray is a years rent in advance of ten acres of the island opposite Toronto, where his house is situated: and which I again respectfully recommend may be at once granted, as also the leases for the above fisheries, for the current years of 1866. —

I Have &c, 16.66

John W Kerr
J. P.

Hon: Commissioner,

Sat. 28. Apl 1866. —

X proceeded to B. Beach - out on the Bay - saw several persons shooting Coweens - viz: John Brown Rudolph Caldwell - Mr Lucas - Richd Beamer Mr McIlwraith - John Dynes Joe Perry, Joe Duhy David Fitch - Joe Perry's apprentice and seven others, - went out at 2. P. m, came in at 9. P. m - Miles 20. Horse & buggy & boat. —

Sunday, 29. Apl. 1866. —

+ Proceeded to Bartens boat house – thence to Hat factory inlet – took down the names of persons fishing – Thomas Sealey – son of Stephen Sealey – Cath.c St. below the Rail Rd. bridge. –

Alex Hunter, son of Alex Hunter, Mary st below the R. R. bridge – a person named Sutton on Barton st. and Merrick – also a person named a dutch man. – Constable McNair was with me ~~and~~ took their names – went out at 7. A.M. came in at 6. P.M. – miles 12, Geo Prior was also with me in a boat. —

1st May 1866.

Sir – I have the honor to apply to you for stationery, including quarterly blank forms &c. &c.

I have &c.

John Wiker. H. O.

Hon.ble Commissioner.

1st May 1866.

Sir – I have the honor to enclose you an application from Mr Pat McNamara of Niagara – fisherman; – For a New fishery, situated between Rankey point and Poynters fence, and which forms the junction between Messrs Thos Elliott and Co. and Messrs John Bolton and Clench's fisheries. –

This place is ~~never~~ fished, and as there is no objection to Mr McNamara occupying it – I have much pleasure in again recommending that this application be at once complied with. —

S

please refer to my letter already on this subject, dated 27, of Dec: last, Mr. McNamara has gone to the ~~expense~~ trouble of of preparing a net at considerable expense, and as the fishing has commenced, you will be doing an act of justice, by complying with his application at once. —

I Have &c
John W Kerr
F. O.

Hon: Commissioner
&. &. &.

1st May 1866.

Sir — I have the honor to report for your infn that on Wednesday last, I visited the Fisheries, and Fishermen at Niagara. —

I will here give you a summary of how I found matters there in general. —

1st Mr. Thos: Elliott has taken in with him a partner, and they intend fishing two seine on a part of the station heretofore occupied by Mr. Elliott, and both seem high in their expectations of having this season a profitable take of fish. —

2nd Mr Pat McNamara, has prepared a New Seine and formed a partnership with a Mr Campbell, I send you an application for a new fishing ground Mr McNamara. —

3rd Messrs W. W. Clench and John Bolton have occupied jointly the next fishing — for the past two years. The hauling seine now by them is the property of Mr Ch notwithstanding! Mr Bolton receives his equal share of the fish taken in common with Mr Clench. —

The boat used, the herring, white fish, and pickerels, gill nets were purchased by them jointly. — — —

On the 27th of December last, when I visited Niagara, in my official capacity, Mr W. W. Clench applied jointly for a renewal of their lease (Bolton being absent at the time) please see my letter to the department of that date. —

In paying a visit to Niagara on wednesday and thursday of last week, I ascertained, that John Bolton, having received some communication from you, had come to Hamilton to see me as I understood, with the intention of having Clench expelled from the ground. — To pursue such a course would be too high handed measure; this fishing station is quite large enough for three nets (Seines) instead of two — and I directed Clench to fish away and maintain his position in accordance with the joint application he had previously made to me, and that I would not go into any of their private grounds. —

4th | The fishing station next in order is James Cantwell's, in extent, this is the largest fishing station at Niagara, being more than a mile of lake frontage — however Mr Cantwell fishes but one Seine — altho heretofore when fishing was carried on without any restriction — half a dozen nets (Seines) were always to be found at work in a profitable way. —

Cantwell states that he will place a second Seine on the ground next year. — Even suppose he does; I do think that the ground should be divided, and divided; it is quite large enough for four different hauling grounds. —

And experience teaches that the more Seine hauling there is, the most fish is caught, in fact, the fish frequent the fishing grounds at Niagara in thousands at this season of the year, while only such of them as frequent the place of hauling at that particular time, when the net is being hauled are caught - while thousands pursue their onward course unmolested. —

I would respectfully recommend that the fishing station at present occupied by the James Cantiveli, be subdivided into two parts - he reserving for himself that portion now occupied by him as Seining grounds, and I would further recommend that it is necessary that he should at once prepare a second Seine net for the same. —

I have a good deal more to write about respecting the fisheries at Niagara, but I will advert to them at another time.

Hon: Commissioner

I have &c,
John Kerr
F. O.

P. S. I was credibly informed - that after two or three weeks - the proper legal centres of the nets are to be removed and small meshes, centres introduced by Messrs J. Boulton & Clench — McNamara & Co — Thos Elliott & Co — and Jas Cantiveli — If so, I will pounce upon them, when they least expect me perhaps in the middle of the night, while they are in the act of hauling — Elliott

14th May 1866.

Sir,

I have the honor to enclose you, an application from Mr Thos: Moir, of who has prepared him a Seine net for fishing at Niagara. — —

The fishing station alluded to, is a part of James Cantwell's, never fished by him. — Cantwell it appears promised Moir to allow him to fish there, but because Moir came to Hamilton, to see me, he declined to let him have the fishery, to fish for the season, at a profitable rent. —

I can accommodate Mr Moir with a fishery, if you allow me to do so. —

Great Jealousy exists, amongst those Niagara fishermen. — I could rent 50 Seining grounds if I had them to dispose of at Niagara. —

I Have &c.

John W Kerr
P.O.

Copy: Commissioner
&c. &c. &c.

Sir,

28, April 1866.

I have the honor to submit for your consideration an application from Mr Peter Grant a Boatman at Hamilton, for fishing station No: 12, Burlington Beach for the current year of 1866, which I recommend may be accepted and granted to him by lease including all the land at present occupied there by him. — and that the term of ~~now~~ the lease be fixed for nine years at the rate of $20. per year payable in advance. —

This Lot of land and the fishing attached thereto was formerly squatted on by Mr Jas: Brooks, who (became indebted) transferred his right to the late John Martin who in turn became indebted to Mr Peter Grant, who became the present occupant.

I also attach an application from Mr Benjn Jenkins who held the lot last year by lease granted by you, upon my recommendation - but I cannot recommend him for a renewal this year, simply because of the fact that I believe Mr Peter Grant has a prior claim - being the occupant of the land in front of which the fishing is situated.

I have &c

John Wetherald

P. A.

Non: Confirmed

J. S.

Sir —

28. Apl. 1866.

I have the honor to apply to you on behalf of several of the sporting character of Hamilton and Vs. Beach:— That permission may be granted them to shoot (Coweens) a species of fish duck that frequent the Bay at this particular season of the year. —

These ducks are only shot on the flight going from the Bay to Lake Ontario in the evening, and returning from the Lake to the Bay in the morning. I may also mention that several hundred of them are frequently caught at this season in herring trout and white fish nets. —

The Case is submitted for your consideration and adjudication. —

I Have &c
John W Kerr
J. P.

Hon. Commissioner
F. F. F.

Sir —

5. May 1866. —

I have the honor to report for your info that on this day, two men were fined two dollars each and Costs for fishing with hooks and lines in Burlington Bay on Sunday last. —

The names will appear in my next quarterly return of fines: I caught them myself and prosecuted them before James Cahill Esqr J. P. this day for the offence

I Have &c
John W Kerr
J. P.

Hon Commissioner
F. F. F.

Sir,

5. May. 1866.

I have the honor to report for your info^{n}. in reply to your letter of the 30th. ultto. relative to Captain Prince's communication ~~in reply to your letter of the 30th ultto. relative~~ on the subject of the destruction of fish about Toronto.

That my letter to the department will have already put you in possession of all the facts complained of by Captain Prince. —

On enquiring into all the particulars of the case, I could not brine myself to the conclusion arrived at by Captain Prince, in the first instance. —

The place where the fishing was carried on is not a stream, and the catching of the fish termed "if you believe me" to be more of a public benefit than that of an injury. —

Captain Prince and myself, before the case was dismissed examined all the sub sections, of section No 17, and we came to the conclusion that none of them were applicable to the case referred to. —

If the fishermen were wrong, and committed the offence complained of: they committed the same in ignorance of the law: and could I have succeeded in making a valid conviction; you may rely upon me, I would have done so.

I Have &c,
John Wiley
J. P.

Hon Commissioner

Sir, 5 May 1866.

I have the honor to acknowledge the receipt of your letter of the 30th ult. relative to the seizure of pike nets at Ashbury bay, Toronto, as reported to you, on the 27th ult: by me. —

Sub Section 4. 6. and 7. of Section 17. of the act, would apply to this case. —

The pike and bass frequent and pass through the water "where I found the nets" on their way to the Deer Rues for the purpose of Spawning. —

I hear that the owner lived in Leslieville and one man who owned another of the nets lived in Toronto; but to effect a conviction would be a difficult thing.

Hon: Commissioner, I Have &c
&. &. &.
John W Kerr
F. O.

Sir, 5. May 1866. —

I have the honor to receive your letter of the 30th ult. relating to a petition from Numerous fishermen and others to be allowed to fish gill nets in Burlington Bay. —

Before you would ask me to report on a subject that requires mature consideration, will you be pleased to allow me to defer my opinion until you are pleased to send me the petition referred to. —

The Hon: H. B. Bull and Charles Magill Esqrs. M. P. — City of Hamilton and I, have discussed this matter already at some length.

I Have &c
John W Kerr
F. O.

Hon: Commissioner

Sir,

5. May 1866,

I have the honor to receive your letter of the 30th ultto, relating to the order in Council, fixing the time that pike, bass and pickerel, cannot be caught, except by angling. — —

This day I seized three waggon loads of pike and bass, caught this morning in Bonhington Bay. —

I was obliged to be there close on the order of Council, owing to the disregard paid to the legality of the fishing act. —

The persons in whose possession I found those fish were Benjamin Jacobs, Sam Joyce, and Dan'l McGrogan.

The Case was adjourned, and the fish given back to the persons, to be disposed of. —

Will you be pleased to say, if there is any-thing in the Act, to convict them, besides the order in Council. — please send me a copy of the Gazette.

I have &c

Hon: Commissioner John W Kerr
F. F. F. &c &c

Saturday 5th May 1866.

Attended before the Magistrate in the present case, — went out at 8. a.m., came in at 2. p.m. on Miles 8. — — — —

Sir,

5 May 1866.

I have the honor to report for your information that on wednesday night last, the 2nd instant, about the hour of ten o'clock p.m. John Krell of B. Beach set fire to the work shop of Mr Aaron Fletcher of the same place; Krell was traced from his house to and from the burning shop. Krell ("he") had previously threatened he would burn the place. —

Fletcher is suspected of giving me private information; and hence the only cause of the malicious outrage committed to his property. —

I had a warrant issued for John Krell's arrest by James Cahill Esqre J.P., this day: I will report further particulars when he is arrested.

I have &c
John W Kerr
P.C.

Sgt Commissioner
P. P. P.

Sir

8 May 1866.

I have the honor to request that you will immediately be pleased to send me a copy of the order in Council; fixing the close season - pike, pickerel, bass and maskinonge. -

The country from Cayuga, Long point, and down to Niagara, is full of fish dealers, selling pickerel, - but I cannot move an inch against them, - and it looks and appears to me that the three persons who had three waggon loads of pike and bass &c, in the Hamilton Market on last saturday are likely to escape punishment; they were allowed by the Magistrate to sell off the fish. —

I cannot go to Niagara with the bass just received, until I receive the order in Council; - altho' mind you that on receipt of your letter of the 30th ultto; I telegraphed to Niagara; still I hear this evening that the country is full of pickerel, it is to be regretted that I am not in possession of the said order in Council.

I have &c,
John W Kerr
F. O.

Hon'. Commissioner (
F. F. F.)

Sir

St Catharines 16th May 1866.

I have the honor to report for your information, that it is absolutely necessary for the Governor General in Council to make a regulation to prohibit fishing except under leases and licenses. &c. &c. &c.

Will you be pleased to have this done at once, as the emergency of the time calls for it forthwith.

At Niagara, two men have had a piece of fishing ground leased to them by James Centracle.

They are named Jubb and Paynter, and when at home, they reside at the 20 mile Creek, Jordan.

They have followed fishing all their lives, and have never paid a cent of rent.

To have this regulation made will at once give me entire control over a number of persons who desire and care pay no attention whatever to the law: and to which encouragement is given by lessees of fisheries.

I have &c.
John Kerr
Jr. A.

Hon: Commissioner,
&c. &c. &c.

Sir

9. May 1866.

I have the honor to report for your information that the good people of Galt, desire to have a fish way constructed in the Grand River at that place, to allow bass and pickerel to ascend descend the same river. —

If applⁿ for this locality I will attend to their request; go there and report to you. —

And while on this subject would respectfully ask if it is intended to extend my jurisdiction to Long Point &c Lake Erie, and to Frenchmans Bay, Lake Ontario. —

I Have &c

John W Kerr

Hon Commr of C. L. & F.

DEPARTMENT OF CROWN LANDS.

FISHERIES BRANCH.

Ottawa, 5th May, 1866.

THE following Fishery Regulation, for Upper Canada, has been approved by the Governor General in Council, on the 4th instant:

"Except with hook and line, no person shall fish "for, catch or kill bass, pickerel (dorée), maskinongé "or pike, between the Fifth day of May and the "First day of June, in Upper Canada."

A. CAMPBELL.
Commissioner of Crown Lands.

OTTAWA:—Printed by MALCOLM CAMERON, Printer to the Queen's Most Excellent Majesty.

John W Kerr,
" "
J. Dougles.

11, May 1866. —

Sir,

12. May 1866.—

I have the honor to report for your information that on yesterday, at Niagara before Wm Kirby Esq. J. P., I had John Bolton, Charles Bolton, Edward Bolton, Robert Boyde and Noble Keith.— summoned up, and fined two dollars each and costs— for Seine hauling, "fishing on sunday last",—

It being the first offence, the Magistrate; let off those persons so easilly; but cautioned them if they offended any more.—

I Have &c

John W Kerr

P.O.

Hon: Commissioner,

C. H. F.

Sir

12. May 1866.

I have the honor to report for your information that I have seen several of those persons who fish white fish, salmon trout and herring gill nets. —

Will you be pleased to authorise me to give each of them a licence to carry on the same at a small rental annually of 5 or 6 dollars — which I have reason to believe will now be willingly paid. —

Hon: Commissioner

I Have &c
John Walker
J. P.

Sir,

12. May 1866. —

I have the honor to report for your information, that I have just returned from Niagara where I was obliged to go in consequence of John Bolton a fisherman placing obstructions in the lake occupied by him and Wm. W. Clench (jointly) as a seine hauling fishing station. —

I attempted to remove the obstructions on thursday morning last, but was prevented by John Bolton, and his brother Charles Bolton. —

The obstructions consisted of two large stumps of trees sunk in the water and buoyed up there by a rope and floating log. — — —

~~The reason~~ I summoned John Bolton before Wm. Kelly Esq. J. P. of Niagara, and he was fined two dollars and costs. — — —

The reason he got off so easilly was that he apologized to the Magr. and myself for his misconduct, and promised not to offend again. I remained out at the fishing until 4. o'clk pm. Saturday morning, when I left there every thing was peaceable and quiet —

I Have &c, John Walker

Sir,

12. May 1866.—

I have the honor to report for your information that when in Nagwa on Wednesday thursday, and friday last, I had application made to me by Mr Geo: Clement, Charles Bolton, Patrick McNamara, Thomas Moir, Alex: Keith, Joseph Grubb, Richd Poynter, John Stand, John Teafe, Dr Stephenson, Patrick Hand and a half dozen of other people applying for a place of location to carry on fishing in the immediate vicinity, and on a portion of the limits adjoining to the present occupant.—

I placed Mr George Clement, Charles Bolton, Alex Keith, Patrick McNamara, Richd Poynter, Jos: Grubb and Thos: Moir in allotted places to try their luck, and this I done with the approval of the present Lessees, who never fish on the grounds, I pointed out to them.—

The three fishing stations at Nagwa are large enough enough to be subdivided into sixteen large seine hauling grounds.— And I hope you will be pleased to allow me to employ a Provincial land surveyor, or if you will please send me a tracing, I will measure and mark the lots thereon accordingly.— I was offered $100, for Centrwall fishing.— He caught $100 worth of fish in three haul I was present at.

I have &c
John W Kerr
F. O

Hon: Commissioner

Wednesday, 9th May 1866,

Proceeded to Niagara, — went at 7.25. —

Thursday, 10th. May 1866. —
at Niagara, — and Queenston. — — —

Friday — 11. May 1866. —
at Niagara — prosecuted. John Bolton &c,
see my report. —

Saturday, 12. May 1866.
Returned home from Niagara leaving there at
4. a.m. — Miles . . .

Issued Licenses to James Cantwell $ 30. p^d
Thomas Elliott, Charles Roddey, — — — " 20. p^d
Henry Shephard Queenston — 30. paid
Joseph Gabriel, " 6. paid
Thomas Moore, Niagara. — — — 10. paid $5.
Wm W. Church & John Bolton. — — 20.

Rented to Pat: McNamara —
Mailed posters to Pat Gray — Toronto. —
" " " Wm W. Church — Niagara. —
" " " Joseph Gabriel Queenston.
" " " Henry Shephard. — do. —
" " " Thomas Simions. Galt —
" " " Joseph Grobb St. Cath^s
" " " Peter Heath Port Dalhousie
" " " John Osborn Wm^ Lyons

paid 60¢ telegram — Mr Whitcher
" 36 " Home
" 34 " Capt Nicoll

Sir,

17. May 1866,

I have the honor to receive your letter of the 14, instant, referring to suggestions made by me, that the time for Catching white fish with Seine at Niagara, be extended to the 20th. of June, instead of the 30th. of May; as it is now fixed by law. —

After spending four days at the Niagara fishery and observing the splendid take of white fish and monster herrings (three pounds herring) I am now perfectly satisfied to withdraw the application. — Men who have done so well as the Niagara fishermen have — should be satisfied to hang up their nets.

They are all fishing two Seines on their respective grounds — Besides they are all prepared with white fish gill nets, — when Seining terminates.

I Have &c

John Wker P.O.

Hon: Commissioner

Sir,

17. May 1866,

I have the honor to acknowledge the receipt of your letter of the 14, May enquiring if any proceedings were taken agt. the Pat. Gray, to eject him from the premises he has lately, and occupied under the department at the Islands, opposite Toronto. —

I am happy to inform you, that on my remonstrance with Messrs Robinson & McDonald City Solicitors — Toronto, proceedings were stayed: — and I am quite satisfied he will not henceforth be subjected to any annoyance. —

I Have &c

John Wker P.O.

Hon: Commissioner &c. &c. &c.

Sir,

17. May 1866.

I have the honor to acknowledge the receipt of a tracing of the island opposite Toronto, together with your letter of the 14. ytlay, relating to the same. —

And I have to state in reply that I will go there shortly and carry out your instructions as contained therein. —

I Have &c

Hon: Commissioner, John W Kerr
P. O —

Sir, I have the honor to 17th May 1866, acknowledge the receipt of your letter of the 14. May, with cheque No; 1487, for $200. dollars, to be accounted for quarter ending 30c of June 1866. —

please accept my thanks for the same. —

I Have &c

Hon: Commissioner, John W Kerr P. O

17. May 1866.

Sir, I have the honor to send you herewith a draft No 38, on Bank of Montreal for the sum of $30, being the amount of James Cantwell's fishing station at Niagara for this current year of 1866. —

Will you be pleased to find herewith a copy of his license issued by me for entry in your office books. —

I Have &c

John W Kerr
P. O —

Hon: Commissioner
&c &c &c

C. A. SADLEIR,
Barrister, &c.,

Hamilton, 22nd June 1866.

Isaac Leslie Esq
Dear Sir

Re Dery having quashed the conviction of Kerr in Dynes on the ground that he was not guilty of fishing in Burlington Bay with a net or of having fish in his possession to be caught. I cannot see upon what grounds his boat & net or rope should be detained and I so advised Mr Kerr yesterday. My own opinion is that they should be given up to him but of course I do not wish to interfere with your views in any way. Dynes is evidently willing to give security for the value of the articles and it is a great loss to him not having them.

Yours truly
Chas. A. Sadleir

I hereby agree and undertake to deliver up to John M. Kerr. Fishery Overseer the boat. Net. and Poles or their value 120 $ if the Government requires or demands the return of the said goods. Drawn by the said John M. Kerr as having been employed in fishing contrary to the Fishery act on the 14th May 1866 June 22nd 1866

John Dynes

Sir:

17. May 1866.

I have the honor to receive your letter of the 14. inst. in reply to mine of the 19th ultto, referring me to section 14. of the fishery Act – "You say" – You will perceive that seining for white fish is illegal from the 30th of May to 1st of Augt. There is therefore no necessity for such a regulation, as is suggested by your letter of the 19th ultto: —

Now, what I should have said in my letter to you of the 19th ultimo was this; Seining for white fish at N. Beach, Ot Credit and Toronto – never commence until about the 24 or 30 of June, and not a single seine has been hauled there yet this season – The law says vide Section 14. – "It "shall not be lawful to catch white fish by means "of any kind of seine, – between the 30th day of May "and the 1st of Augt in Upper Canada. – but the "Governor Genl in Council may by regulation "alter or vary these dates and fix other times, as "shall be adapted to different localities". —

I hope therefore that at least even the month of June, may be set apart for the above places – for really and truly – a few very poor and old fishermen, at those places will starve, if they are prevented to haul seines; and I am sure they have no gill nets, nor the means of getting them; You will please pardon me for repeating again my application of the 19th ultto, in this behalf: This case I hope will receive at your hands due consideration, —

I Have &c,

John Wise
J. P. —

Hon: Commissioner
&c &c &c.

Sir,

17. May 1866,

I have the honor to enclose you a (Copy) leave issued by me to the Joseph Gabriel of Queenston, for the current year; I forwarded to you on the 30th day of March last, six dollars, the amount of rent for the same. —

I Have &c,
John Wkers
J. P.

Hon: Commissioner
W. H. H.

17. May 1866,

Sir, I have the honor to enclose you herewith a license (Copy) issued by me to the Henry Shepherd of Queenston —

I sent you thirty dollars the amount of his rent for the current year on the 3rd day of April last. —

I Have &c,
John Wkers
J. P.

Hon: Commissioner
W. H. H.

May 15, 1866. —

X: proceeded to B. Beach, — found a seine net out drying near and in the rear of Samilowes house, — also found one in rear of Lee Lowes — and got Benjn Joyce on the bar-rows all on the Bay side — found no marks of hauling there, went out at 8. a.m came in at 8. p.m — Miles 26. — was informed that those persons were fishing and seing the Bay. —

Sir

17. May 1866.

I had the honor to receive from you a letter a few months past ("See copy on the other side") applying for the fishing at Pt. Burwell which I forwarded to the Hon: Commissioner of Crown Lands. —

I have now to inform you that you can have the same for the current year; provided no other person at present occupies it. —

By forwarding to me the amount ($5) five dollars, giving me at the same time a proper description of the fishing, so that I may describe it, I will send you immediately a Season License for year 1866. —

Mr Jacob Burdon
Care of R. Lytle
~~Hon: Commissioner~~
~~of Crown Lands~~
Sutton P.O. Office
County of Elgin.

I have &c
John W Kerr
P.O.

Friday 18. May 1866. —

N.B. Proceeded to Burlington Beach, lay in ambush near the fishing station of Benjn. Joice about 1. o'clock a.m. himself his son Samuel and two smaller ones came out and placed the net in Boat and run it out, waited until he came in - and then pounced on them. -

Benjn. Joice begged hard, that I would not serize the Seine net - I directed him to come before James Cahill Esqre. J.P. which he did - and the facts being stated, Benjamin Joice, was fined $4 and Costs - He paid $3, and got a week to pay the balance. I went out at 9. p.m. Constable John Devine was with me. — Came in at 6. p.m. on the 19. instant. —

Friday. 18th. May 1866. –

After detacting Benjn Jones – Constable John Divine and I proceeded to the South side of the Canal. – I walked on the land, and John Divine paddled along in the (Maggy) boat, just beside James Maddles small fenced in garden on the bay side I found a boat and a quantity of fish therein including (bass) speckled, rock, and white bass, and about ten pike. I seized the boat, searched for, and seized two coils of rope, on the reels wet, and recently used, the fish in the boat were alive and kicking, and the haul was made and drawn in where I found the boat, as several small fish still alive were thrown about the beach and in the water, too small to be taken up. – Made search for the net, at last found tracks where the haul was made followed them up, and traced them to Benjn Jones seed, where I found the net drying wet, together with two hand barrows, used in bringing it there ~~from where the haul was made, and the boat will be~~ seized the net and barrows, and the fish and boat, and the coil of ropes, – placed all on board the boat and rowed the boat up to Bastens boat house at Hamilton. –

After first taking possession of the boat, &c. &c. two men came along, who on being questioned – said they came there to get fish. thought I was one of the fishermen, gave their names as John Thatcher and Enoch Atkins living on the Mountain Battlefield. —

About an hour after I reached Hamilton – and Constable Divine had gone away to his duty in the City; I was still in the boat, when Danl McGwyne, accompanied by Wm Lewis, a Constable, and John Dyne, – came there and Danl McGwyne, Wm Lewis and John Dyne, who said they were acting under and by the

directions of J. Wesley Hopkins Esqre J. P. took possession of the boat the net, the oars and the two coil of ropes - Mr McGwyne uncoiled the rope of the sticks or axles on which rolled, while Dynes and Lewis assisted him - Mr McGwyne and Dynes told the Constable to take me into custody, and that I must go with them for stealing the net and boat, oars and ropes. — I demanded their authority - they said they had Mr Hopkins order for what they were doing. - I warned them of the course they were pursuing - told them I was a Magistrate myself in my capacity as fishery overseer, but I was abused particularly by Dan McGwyne - who threatened me and said if I ever attempted to take his boat or nets I would rue it, he also called me a robber - and that I was the person who stole the net and boat from John Dynes house during the night - I repeatedly forbid them from taking or touching the boat, net, oars and ropes warned them of the consequence but Daniel McGwyne John Dynes and Wm Lewis the Constable set my authority and myself at open defiance - I left the place giving up the property to Mr Wm Dingle, who is in charge of Mr Bowers boat house - and warned them at the same time not to take the boat, &c. &c. away until Mr Cahill had adjudicated the case - and I left to see him on the subject - after I left Dingle, told them they should not take the boat without a written authority from me or some Magistrate - but Dyne and Lewis took the boat away - contrary to his remonstrance and mine — I then went before Mr Cahill made complaint agst John Dyne, a warrant

was issued, and he was taken into custody ordered to bring back the boat, nets, &c, and leave them at Bastars boat house by monday morning. Danl McGoyne - summoned up for abusive and threatening language, and for acting as a Constable without authority, and Wm Lewis will be dealt with in a similar manner. —

John Haynes case adjourned until tuesday morning - he was obliged to enter into recognizance for his appearance — on duty all day, did not come home until 8. p.m. on 19, May 1866. —

paid 35¢ for a memorandum book. —

Tuesday - 22d May 1866.

proceeded to St^s Catharines - thence to Port Dalhousie thence to 4 mile creek with Mr Joseph Gooble, gave Peter Neth his License received from him $5, thence to Niagara attended before Mr Kirby J.P. as a witness in Case of Gabriel ag^t^s John Wadsworth. — went out 12. midnight — did not get to St^s Catharines until 3. o'clk P.m. Wednesday 23rd — 2 days

Thursday - 24 May 1866.

To Queenston - regulated boundary between Gabriel and Wadsworth - saw Henry Sheppard - Chanling - made enquiry about a shoon sunk in his fishing station - supposed to be done by John Wadsworth — went out at 8. am came back to Niagara - thence to 4 mile creek remained out there all night — Horse & leg $8 1½

Friday. 25 May 1866,

* At fishing 4 mile Creek and 2 mile Creek endeavoring to pacify the folks there — sent the Whitelaw a box of white fish and herring. —

Sat; 26 — May 1866, —

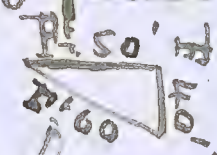
* Proceeded from 4 mile creek to Nepean thence home by Stage & Train — Stage 75¢ Railway 1, 25, Cab 50¢ — — left at 8. a.m — home at 6. p.m —

Sir John Beverly
the Honble Chief Justice Robin Bart
gave a final decision in favour of my
said husband John W. Kerr and the
other defendants. —

That after the decision of the Chief
justice the 60 defendant Freemous called
on my husband and told him James
Oswald and Hamilton would compro=
mise with us, and let us have all the
land we required, and for my husband
to wait on Robt. Hamilton who was
agent to James Oswald and pay
the law costs for James Oswald in
these suits as Oswald is at present
worth nothing. —

That my husband waited on
Robt. Hamilton who as agent to the
said James Oswald wished my hus=
band to consult with me and having
done so to send him a proposition
which my husband complied with
And I now append a copy of
the same thus: —

That the defendant Freeman during this past summer applied to your Honourable Court for permission to file a supplemental answer praying to be released from all further liability under the plaintiffs mortgage.

That I hope the Honble Court will take notice the object the leo: defendant Freeman must then have in view when he made this motion he being only interested at any time in this suit so far only as the 58th part of one acre of land was concerned  while I am entitled in 35 acres of land on which my husband John W. Kerr has paid the defrs. Street £885 and upwards.

That the leo. defr. Freeman in the presence of my husband in the Masters office on the day of Sep 1862 before the Master, Mr Crickmore the plaintiffs solrs and the defrs Street withdrew all opposition to this suit on a guarantee being given that he was to have this 58th part of an acre free from all further incumbrance upon the plaintiff receiving his

foreclosure - and which forms a part of Park lot No: 1. which my husband in his Answer of Isa Spaulding states he bought from one Edmund Predham of the City of Toronto. -

And while the 60: defendant Freeman expresses his small interest in the suit he in the mean time puts forward his man of straw James Oswald to apply to your Honble Court to be admitted a party to this suit with the view of redeeming and in order that he may squash us and all the other defendants which I trust your Honourable Court will never permit to this defendant great injury and detriment. - -

That it has been represented to this deft, that Vice Chancellor Spragge has ruled that when a person circumstanced as the plaintiff is releases a portion of the Land, as instances this case - he forego

the balance of his Mortgage - this rule if carried out will be most disastrous to your def^ts who begs respectfully to say in behalf of herself and her husband and family that she does not desire to take any advantage of the plaintiff in consequence of the fraud practised on him by the def^ts theft. -

The plaintiff in this suit Mr Jacob Silman is a conscientious man he wishes to do what is right towards all the defendants under the direction of the Court.

That your defendant is ready and willing to pay her proportion of his Mortgage, and that defendant most respectfully hopes that she may be permitted to do so - and to enable her to be in a position to avail herself of said privilege she prays she may be made a party

to this Suit.—

And if this Honble Court will further allow her under a rule of this Honble Court she will purchase the foreclosure from the plaintiff having already expended £1910 in building and on the Land — she hopes this Honble Court will think her best entitled to be permitted to do so.—

That the 6th defendant has only paid £30. which ~~the~~ has been guaranteed he shall not lose.—

And that James Oswald who now desires to become a party to this Suit with the view of redeeming so as to aggrandise the deft's freehold and squash myself and all the other defendants has only paid £37.—

for a title declared to be not worth
a and which they well know your
Hon: Court will now set aside
and ignore for ever, by your
decree in this suit —

That this suit has now been up=
wards of four years in the Court to our
great injury and detriment, apparently
kept there I presume by the plaintiffs
Counsel agt the wish and Consent
of the plaintiff with the intention
of accommodating the leo: de=
fendent freeman giving him
time to succeed in his other
suit agt this and the other de=
fendent — All of which is
Most respectfully submitted to
your Hon Court —

Mary E. Ne.

Sir,

19. May 1866. —

I have the honor to report for your information that on this morning, about one o'clock, a.m., I found Benjamin Jacie, using a Seine net in Burlington Bay, in the township of East Flamboro. —

I ordered him to appear before James Leahile Esqre J.P., this morning, which he did; he was fined four dollars and costs. —

I did not seize the net because it might be construed into an act of oppression to do so. — Benjamin Jacie has twelve children, was fined last June. —

I find by reference to my diary that he was fined $4 & costs, he paid the costs, and you were pleased at the time to allow the fine to stand as his. —

Where he fished is generally the resort of Ducks, and Cat fish. —

I Have &c,
John W Kerr
J.O.

Hon: Commissioner,
&. &. &.

Monday. 21. May 1866. —

* Got out Summonses for John Dynes, Wm Lewis, and Dan McGoyne for interfering with me in the discharge of my duty. —
went out at 8. a.m. — came in at 6. p.m.

* Tuesday, 22 May 1866. —
all day at Court from 9. a.m. until 6. p.m. — Had Dynes, McGoyne and Lewis up — the decision to be given on to morrow by the Magistrates. —

Sir

19. May 1866.

I have the honor to report, that after I detected Benjamin Joice, this morning, as reported to you, Constable John Divine, and I proceeded to the south side of the Burlington Beach bar, I walked on the land, the Constable paddled along in a boat, just beside James Waddell's small farmed in yonder, on the beach, in the Bay, I found a boat, and a quantity of bass, to wit: speckled, rock and white bass, and two pike therein.

I seized the boat, searched for found and seized two coils of rope on reels in position, wet, being just recently in use; The fish in the boat were alive and kicking: The haul was made and the net drawn in where I found the boat, as several small fish still alive were strewn about the beach and in the water, I suppose too small to be taken up: I then made search for the net, it being still dark, and at last found tracks ("foot steps") where the haul was made, followed them up and found the net hung up on a reel the property of Benjn Joice; it was dripping wet, after being placed there, and the two hand barrows used in carrying it from where the haul was made, it could not be carried there by less than four men. — I seized the boat, (the oars were muffled) the two barrows, the fish, and two coil of ropes, placed all on board the boat, and rowed it up to Bastess boathouse at Hamilton. —

After first taking possession of the boat, two men came along, from the direction of the net, who on being questioned, said they came there to get fish — said they thought I was one of the fishermen, gave their names as Aikin and Thatcher living on the Mountain in Saltfleet. —

About an hour after I reached

Hamilton

and the Constable had gone to his duty in the City. — I was still in the boat I had seized; when Dan. McGwyne and Wm. Lewis, a Constable, and John Dynes of Burlington Beach, came there, said they were acting under and by the orders of John Wesley Hopkins, a Magistrate, took possession of the boat, and the net, the oars and two coil of ropes. — I forbid them; McGwyne uncoiled the rope, while Dynes and Lewis assisted him. —

McGwyne told the Constable to take me into custody and that I must go with them before Mr. Hopkins for stealing the boat, net &c. &c. &c. I demanded their authority, they all said they had Mr. Hopkins orders for what they were doing. — I demanded of them to produce their authority, but they had none to produce, I subsequently saw Mr Hopkins the Magistrate, who informed me he never gave them any such orders. — I warned them agt. the course they were pursuing, I told them I was a magistrate myself in my capacity as fishery Overseer, but I was abused and threatened, and my authority set at defiance by the trio. — I repeatedly forbid them, and warned them of the consequences if they removed the boat &c. &c, away, or out of my possession until I had first had the matter adjudicated on by the Police Magistrate. — —

I left the place giving the boat &c. &c. &c, in charge of Mr Wm Dingle, and I again warned Lewis, Dynes and McGwyne not to touch nor take them away. — And I bid Dingle not to give them up, without a written document from me to that effect. —

John Dynes and Constable Wm Lewis took the boat away contrary to his Dinifes remonstrance and mine while I was absent; having heard this I went again before James Cahill Esq. J. P. made complaint and John Dynes was arrested the case heard John Dyne ordered to bring back the boat Nets &c. again and he had to enter into recognizance to appear on Tuesday next to which day the case was adjourned. —

Dan: McLaughlin is summoned up before James Cahill Esq. for Monday next and the Constable will be also duly attended to. —

I was employed on this duty from 8, o'clk p.m. 18 inst. until 8. p.m. this evig slept none and have at this present time my ~~sore~~ feet —

I am quite sure the Cahill will uphold the Majesty of our Law. —

I Have &c
John Wkeon
S. C.

Hon: Commissioner

P. S — From Dynes house to where I found the boat is about 3000 yards — Dynes lot is No 10, Bay Josée No. 16 —

I also got about 5 dozen of suckers an eel seven small perch and about two dozen of herring — I sold them for 75¢ seventy five cents. —

JWK

22. May 1866. —

Sir,

I have the honor to report for your information that the adjourned case agt. John Dyne reported to you by me on Saturday last came up again to-day before James Cahill Esqre. and resulted in a Conviction and forfeiture of the boat, net and ropes. —

After the Court terminated this morning at 3. o'ck p.m., Mr. Cahill informed me that he would send two Constables on tomorrow morning early to the beach to take the net, the oars, boat and ropes into custody again; after which he will forfeit everything. — —

I start to-night by Train to Niagara, and Queenston where my presence is required, and on my return, I will send you a Copy of the evidence taken, as also the final decision of the Magistrate. —

Daniel McGoyne, John Dyne, William Lewis, a County Constable, assisted in a small way "attempted a great piece of generalship - by stating the net, boat, ropes &c, were stolen") by John Wesley Hopkins Esqre. the Magistrate at the Beach. — I avoid comment, as the evidence will prove all, when I send it to you.

I Have &c.

John Wiese
P.O.

Hon: Commissioner,

Sir

22. May 1866.

I have the honor to receive per your letter of the 14. instant, Alex: McPherson's petition, and in reply beg most respectfully to inform you, that the net in question is not the property of Mrs Balding, as heretofore released to her by your order, and given up on the 20. of May 1865. —

The net at present alluded to, is a new net, and was never set but once, and that was when I seized it, — I did hear that Mrs Balding had an interest in it, but dont know it of my own knowledge. —

As the petition is numerously and respectably signed, and for other reasons: — I would recommend that a small fine of four dollars, and Costs, be inflicted — provided the same do meet the approval of the Hon: Commission The net which was forfeited being a loss to him besides. —

I Have &c
John Weber
N. D.

Hon Commissioner
&c. &c. &c.

May 24. Received $3 from Mr Stewart, to apply on Lot 17, and above 18. —

May 26. Received $5 balance from Thomas Mc of ten dollars

23rd. Rec.d $5 from O. Nettle, P.s Dalhousie

Notice, —

Thereby given, that a few fishing stations will be let at Niagara, and extending up to the old outlet of the 4, mile creek, application to be made to me on the subject up to the 1st day of June next,

John W Kerr
Fishery Inspector

Fishery Inspector's Office
Hamilton, 26, May 1866.

Notice,

The fishermen on Burlington Beach will take notice that they are required to renew their licenses for the year 1866. —

And any person or persons, who are in arrears of rent, are requested to pay up immediately, otherwise those fishing stations they occupied, and owe arrears of rent on, will be given to others, who have applied for them. — "vide sub section No: 3, section 19, of the Fisheries Act" —

The rent for the year 1866, in every instance, must be paid in advance. ——

John W Kerr F. O.

F. O. O.
Hamilton 28. May 1866.

Notice,

In order that there may be no misunderstanding the fishery laws, as regards seining for White fish after the 30th day of May. —

I hereby give you Notice to remove your white fish seine off the hauling ground immediately after the 30th of May instant, and keep it away from there until after the 1st day of Aug.t next. —

Any person or persons violating the law, see section 14, of the fishery act, may depend upon it, that confiscation of boats and nets will follow Conviction. —

This order is now given, that no mistake may hereafter happen through ignorance, or lead persons to commit a violation of the clause of the Fishery Act. —

Fishery Overseers Office
Hamilton, 28, May 1866.
John W Kerr F.O.

To Mess
Patrick McNamara & Co.
Abraham Cobb,
Richd Poynton.
James Cantwell,
Thomas Moir.
Wm Welsch. —
John Botton
Charles Botton
Charles Roddy
Thomas Elliott
and all others
whom it may concern,
at Niagara, —

Sir:— 26. May 1866.—

I have to state for your information, that I have forwarded your application to the Honble Commissioner of Crown Lands, for a renewal of your License of fishing station No: 12, Burlington Beach, for the year 1866.—

In reply, I have to inform you that your application was not granted; Mr Peter Grant having a prior claim to all the premises heretofore occupied by the late John Martin.—

I may however state that I have been instructed to make a re-distribution of the fishing grounds &c, at Burlington Beach, when I hope to be able to accommodate you with another fishing station instead of this one (No: 12,) taken from you under the circumstances above referred to.—

Will you be pleased to take Notice and govern yourself accordingly.

I Have &c
John W. Kerr. P.C.

Mr Barry Fields
Resident at
Burlington Bch.

28. May 1866. —

Sir:— I have the honor to report for your information that on the 24th of April last, I was out in a small ~~hunting boat~~ skiff — the property of Mr George Lottridge — Burlington Beach — for a couple of hours hunting persons ill alley duck shooting. —

That night the skiff was taken away and is supposed to have been sunk in the bay — I have never since been able to find it. —

Saml Morrison, brother-in-law of John Dyne whose sister (Dyne) is married to Geo: Lottridge, I was privately informed is the person who done away with the skiff — so as to compel me to pay for it — I have ordered a new one, the cost will be Ten dollars. —

I have also to report that a small boat, the property of George Dyer, who is in the habit of coming out with me in the Bay, was taken away on Friday night last, broken up and destroyed. —

On the 19th instant, I was privately informed and cautioned, to be careful of the boats I rowed around the Bay in — as they would be all broken if an opportunity offered. —

A small reward offered might induce some one to peach. —

I Have &c.

Hon: Commissioner, John Wilkes J.P.

&c, &c, &c.

Sir

26. May 1866. —

I have the honor to report, in continuation of mine of the 19, and 22, inst. that James Cahill Esq.re J. P. gave judgement on the 24th, by fining John Dynes, twenty dollars and costs, besides forfeited to the Crown, the boat, the net, ropes, and oars. —

Mr Cahill, sent a couple of constables and retook the boat &c, &c, again. — —

I will thank you to inform me, if John Dynes can appeal; as under Sub section No: 5, of section No: 21, the fine and Costs shall be first deposited with the Convicting Magistrate within 24. hours after conviction. — Copy of Dynes appeal is herewith. — I Have &c

John W Kerr
F. O

Hon: Commissioner,
&c &c &c

P. S. I will send you copy of evidence as soon as I can procure it.

John W Kerr. F. O,

Sir

28 May 1866.

I have the honor to ~~report~~ for your information that John Dynes, Dan.l McIlwyne and Wm Lewis a County Constable ("the case was reported to you on the 19th and 22nd instant") were convicted in the sum of 10$ and the costs each,

They have however appealed against the Magistrate's decision in the usual way.

I Have &c

John W Kerr
F. O

Hon: Commissioner,
&c &c &c

Sir,

26 May 1866.—

I have the honour to report, that on Wednesday last the 23rd inst. before Wm Kirby Esqre. J.P. John Wadsworth of Queenston, appeared on a summons for trespassing on the fishing station of Joseph Gabriel, by placing his Machine there.—

Wadsworth pleaded ignorance of the law, and the Magistrate allowed the case to be withdrawn. Wadsworth paid the costs.—

I attended the trial, ordered Wadsworth to remove the Machine forthwith, which was immediately complied with.—

I Have &c,

John Ker J.O.

Hon: Commissioner
F. H. &c.

28. May 1866.

Sir, I have the honor to acknowledge the receipt of your letter of the 17, instant, with a tracing of the south shore of Lake Ontario, and Burlington Bay, from Ancaster to Queenston.—

I have made an examination of the fishery at Niagara, and I find I can make an additional eight New stations there, without infringing on the present Seine hauling grounds of the present occupants.—

A good many conflicting interests exist and selfish people will try to hold twice as much ground, as they really require, but I cannot, and will not do injustice to satisfy any such mean avaricious mind.—

I will also endeavour to do ample justice to all that is; to the fishermen, the public, and the Hon: Com: &c &c, my employers;

I will shortly complete and report upon the redistribution of the fishing grounds at Niagara.

I Have &c. John Ker

Hon: Com: Crown Land

28. May 1866. —

Sir,

I have the honor to report for your information that I attended several hauls by Seines, for white fish at Niagara. — I found that in doing so, — some pickerel, were brought in, some of them gilled in the net. . . —

Such as are gilled, never recover after being released, and thrown back. — I had those fish opened, examined, (say about Sex of them) no spawn or other indication to lead me to believe that the period set apart as close season, between 5th of May and the 1st of June, is at all applicable to this specie of the blue pickerel I examined. —

I directed the fishermen to keep those injured, to keep them for their own use, but to throw out those not injured, which I hope will meet your approbation. —

I did not observe more than a dozen caught in any haul — blue pickerel not exceeding 3 lbs. —

I Have &c,
John Wilkens J.P.

Hon. Commissioner,
&c. &c &c.

Sir,

28. May 1866. —

I have the honor to enclose you herewith, cheque No: 39. on Bank Montreal, for the sum of fifty four dollars. —

The sum you will please apply as follows: —

1. Messrs. Thomas Elliott, and Charles Roddey, for the Niagara station fishing &c, for the current year of 1866. — $26.00
2. Thomas Moir, fishing station near the two mile creek Niagara, for 1866 " 10.00
3. Peter Neth, fishing at Port Dalhousie for year 1866. — " 5.00
4. John Teafe, balance of arrears for the year 1865, see my letter of the 6. Nov: last. — 5.00
5. Aaron Fletcher, balance of arrears for the year 1865, see my letter of the 6th of November last. — 5.00
6. Richd. Stewart, grant on lot No: 17, and south of 18. Queenston — for year 1866, on acct. 3.00

Total $54.00

I Have the Honor to be
&c
John W Kerr

Hon: Commissioner,
&c. &c. &c.

Sir, 29. May 1866,

I have the honor to apply for one dozen Copies of the fishery Act.

I Have &c
John Wilkes
J. O.

Hon: Commissioner.
&c &c &c

Tuesday 29 May 1866,

+ at Beach. lay out and measured off Mr Baldry & James Waddells ground to their satisfaction - went out at

Wednesday 30th May 1866.

+ Went to the Beach served a Notice upon John Dynes to give up the net and ropes he had stolen.

Wednesday 30, May 1866,

+ at 20 mile Creek. 18. 16 & 15. Port Dalhousie to 4 mile Creek. —

31. May. 1, & 2. June

+ at Niagara. St Catherines & home —

Sir,

4 June 1866.

I have the honor to report for your information in reply to your letter of the 14 ultto. allowing me to make a re-distribution of the fishing grounds at Niagara.

That I have changed the Lake portage of Mr James Cantwells fishery, and I find he occupies about 85 chains, while at the same time he never uses more than about fifteen. — —

Now what I propose to do is this, divide this fishing ground into four equal parts, which I can do leaving Cantwell in his present occupancy.

Then I propose to rent the other four stations for a term of nine years, which I believe I can do, at the rate of about twenty dollars a year payable in advance. —

This I will have to do at once, in order that the persons to whom I may rent may be enabled during the mild summer weather to clear the ground of logs & stones. —

I have therefore the honor to submit this matter for your immediate attention sanction and approval.

I Have &c

John W Lee

F. O

Hon: Commissioner

&, &, &,

Sir

4 June 1866.

I have to report that I have made a re-distribution of the fishing grounds occupied by Messrs John Botton, and Thomas Elliott. —

I propose to divide those two grounds into 8, hauling grounds, Seining, hauling.

And I propose and recommend to you that I be empowered to rent those grounds out by Lease for nine years. —

I propose that Messrs Thomas Elliott and Charles Roddy, do pay $40. dollars a year, for the two hauling grounds, they at present occupy.

That John Botton, continue to hold his present fishing ground at a rent of $30, a year, for 9 years — and that the other fish stations, I may be empowered to dispose of at a like term of years to the best advantage.

I submit the foregoing for your consideration, and approval.

I have &c

Jos Lewis W. Ives

Hon: Commissioner
&c &c &c

Sir. 4. June 1866.

I have the honor to submit to you a letter handed to me by Mr Thomas Elliott, from Mr John Simpson, of Ottawa. —

I would not allow the fishermen at Niagara to fish after the 30 May, but I wile thank you to have leave for seining for white fish for Burlington Beach, and as far as Toronto, extended, say to about the 30 of Jul. —

No white fish have yet made their appearance in those places. —

There may be some difficulty in getting the rent from some of the fishermen at Burlington Beach, — if seining for white is not allowed as I have applied for it. —

Be pleased to get the time fixed by the Gov Gen in Council — and if you promised Mr Simpson you might extend Niagara seining until the 15 June — and after that the fishermen at Niagara might be allowed to haul for wh fish. —

I Have &c.

John W Kerr

Jr. A.

Hon: Commissioner of C. & F.

P.S. — Meat is so dear, that the people need fish. —

JWK

Sir 4 June 1866. —

I have the honor to enclose you a cheque for twenty two dollars and 50¢, which you will be pleased to apply as follows: Viz^t.

1.	Patk. Hand, License for for gill net fishing.	5.00,
2.	Rich Painter & Ric: Gilbert seining fishing &c. at the rate of 5 dollars a year now paid —	2.50
3,	John Hand — License for gill net fishing	5.00
4,	Albert & Charles Ball. — do.	5.00
5,	Alex & Noble Keith — do —	5.00
	Total. —	$22.50

I was obliged to give the gill net fisherman a License on the printed form, because, if I was to do otherwise they would grumble, I told them, if they did not pay me, I supposed I would have to take their nets & boat. —

These men make a very profitable business by gill net fishing. —

I have &c

Hon Confederation
X. X. X.

John W Kerr
J.P.

5 June 1866.

Sir,

I have the honor to receive Mr Benjamin Foulds letter of complaint, or special wrong, and in reply beg to state that it is not correct, that he held fishing station No: 12, B. Beach, for six years, he has had possession of it for only part of 2 years. — He's house is on the ground. — See letter of 30. May. and 10 June 1865. —

If Benjamin Foulds is, as he represents himself, attached to the British Govt, &c. &c, I would like to see the first principle of loyalty displayed by him — "That is, obedience to its laws". —

Mr Benj Foulds disregards, disobeys, and breaks the fishery laws — was fined last year for trespassing on Cantwells fishery at Niagara — and paid the fine, was also fined for fishing on a Sunday — appealed against the Magts decision and only escaped because of the conviction being wrongly drawn up. —

However this is not at all to the point, I do not consider he has any cause of complaint for the simple fact, that in applying for station No: 12, on the 26th of Apl last, I mentioned the reason why I recommended the station to be given to Mr Peter Grant, and to which letter I now beg to refer you. The lot of land alluded to in this letter containing three acres fenced in, with two houses, besides the open beach and fishing ground. —

Mr Grant in order that he may make his own money out of this place, applied for the fishery. — When he gets his own, he intends to give it back again to Mr Martin, with your sanction. —

I attach copy of my Notice to Ben Foulds so that you may see, he has no grounds of complaint. — I have &c

Most Confidentially

John W Kerr

Monday - 4. June 1866. —

At Hamilton to attend Recorders Court - adjourned until Wednesday. —

Tuesday, 5, June 1866,

Went to see S. B. Freeman to have Dwi McGoyne and Lewis, indicted for offence, taking boat &c. &c. on 19, May —

Wednesday, 6, June 1866,

At Recorders Court - employed b. a Sadlier - see refutt in my report of 9, inst.

Thursday, 7, June 1866. —

At Recorders Court, and before the Gd Jury, - see my letter of 9th for particulars, —

Friday 8, June 1866,

To Galt, examined Mill dam see my report for particulars, —

Saturday 9, - June 1866. —

At Burlington Bch made known Mr Whitcher letter respecting the order in Council, —

9. June 1866,

Sir, I have the honor to state for your infn. that Mess John Dynes, Dan McGuyne and Wm Lewis, who rescued and took away a boat, net and ropes seized by me on the 19. May last for a breach of the fishing laws, and who subsequently were fined 10$ and costs for said offence, by James Cahill Esq. J. P. appealed against the Magistrates conviction, — the conviction was therefore quashed — because it appeared the Magistrate had no summary jurisdiction. — — —

Subsequently the same persons were indicted before the Grand Jury — Recorders Court, for stealing boat &c. &c, No bill found. —

Such being the result, will you be pleased to have an amended clause to the Act passed this session — Inflicting punishment on persons taking away property under seizure and in the possession of a fishery officer or fishery Overseer, for a contravention of the Act. —

Also a clause specifying that F. O. are officers of Justice, empowered to enforce the ~~Act~~ provisions of the Act — and that persons obstructing or interfering with such officer, in the discharge of his duty can be several punished &c. &c. &c. —

Mr S. B. Freeman, told me, if I was an officer of Justice — that Mess John Dynes &c. would have been several punished. — — —

I Have &c,

John W Kerr,
F. O.

Hon: Commissioner,
&c. &c. &c.

9. June 1866.

Sir, I have to acknowledge the receipt of your of the 29. of May, relative to the seine by me of certain nets, and suckers, &c. &c. &c. —

In reply I have the honor to report that I do not think it would be advisable to allow Seines or nets of any description to be used in B. Bay. — —

My own desire from the time you honored me with the humble situation I hold, to the present time is, "Keep out all from the Bay", &c. &c. and to that end I hope I shall consistently stick. —

I would like however, if it meets your approval - that leave be granted to spear herring in B. Bay - during that period fixed for spearing bass, and pike &c.

The spearing of herring might be extended to the 1st day of april, but the bass &c. &c, to remain as it is - the herring frequent the deep water, the bass and pike are rarely to be found there, at spearing time. —

I have &c.
John Wiker,
P.O.

Hon: Commissioner
&c. &c. &c.

Sir, 9. June 1866. —

I have the honor to receive your letter of the 14, relative to B. Bay, and Dundas Marsh, being set apart for several years practically for the propagation of fish. —

I have no doubt on my mind but the angling community will contribute for further protection - when the recent Fenian excitement will have subsided. —

In the mean time, I have the honor to enclose you herewith - a petition from the Hon; Isaac Buchanan, and about 500 of the respectable inhabitants of this City, - placed in my hands to-day

with a request that I would lay the same before you, the Hon: Commissioner of Crown Lands. —

From the position and standing of the petitioners, I hope the prayer of this petition will be complied with, as the reasons assigned I fully coincide in, and humbly recommend for your approval. —

I Have &c

Hon: Commissioner.

John Walker
J. P.

9. June 1866.

Sir — I have the honor to return you, herewith the petition got up by Benj: Folds — for permission, asked to fish Seines and gill nets, in Burlington Bay, sent me to report upon. —

In compliance with your desire, I beg most respectfully to say; that I consider it most injurious and it would be injudicious to admit nets of any description to be fished or used in Burlington Bay. —

I find that after this petition was signed — words in the body of this petition were erased and others are substituted in their place. — —

I also find several names have been signed to the petition, without either the sanction or authority of the persons whose names they represent. —

I have therefore no choice left me, but report against the prayer of this petition being granted.

I Have &c.

Hon: Commissioner
C. W. C.

John Walker
J. P.

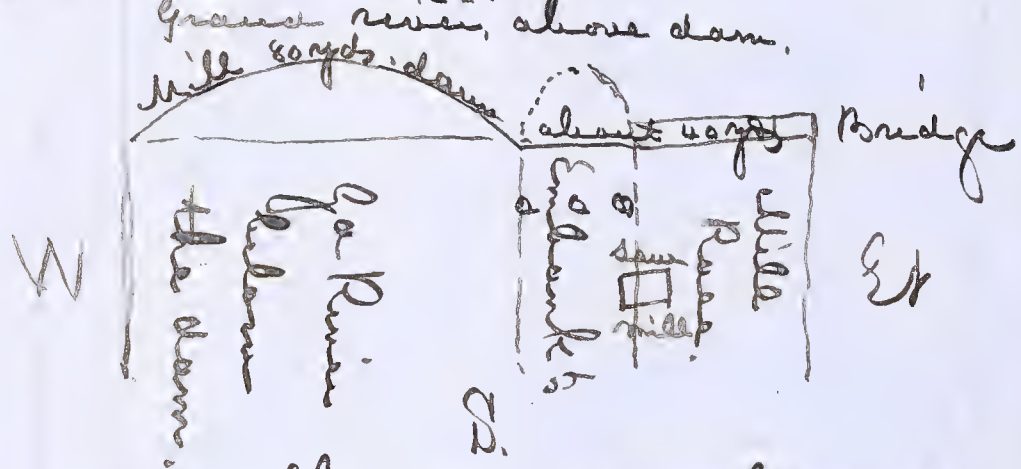
Sir

9 - June 1866. —

I have the honor to acknowledge the receipt of your letter of the 29th ults, directing me to examine and report upon the Mill dam, situated in the Grand River at Galt, complained of by the inhabitants as entirely obstructing the passage of the fish up this river. —

In reply, I have to report for your information, that the complaint referred to, is strictly correct. —

The present shape of the dam, and the river stands thus! — N.



a sketch of the dam across the Grand River at Galt. —

The river from this embankment on the east, to the west side of the dam, is about 80 yards — the dam you will observe from my sketch is curved, or horse shoe shaped: — from the top of the dam to the surface of the water, is about 12' 6 in perpendicular fall, — a large flow of water pouring down across this entire distance of 80 yards, besides a rapid stream east of the embankment, in the Mill race. —

The embankment, and Mill race is about 40. yards, which gives the river current above the dam &c. &c, a water surface calculated to be about 120 yards. —

Mr James Nisbane of Galt, is the owner and proprietor, and the dam was constructed by him. — — — —

On the east side of the embankment is the mill race, part of the Grand River - the water flowing freely down the Mill stream, under a wooden bridge - built to connect the public road, in the town of Galt, with the saw mill, situated on the race, and embankment. . . .

Between the wooden bridge and the embankm^t a substantial piece of wooden framed work, of cap^e & plank timbers has been constructed, the interior of which is filled in with stone. — &c. &c. — —

The saw mill shown on my sketch is the property of Mr James Blane - but at present it is occupied and worked by Mr Andrew Wyden as a tenant. —

A fish way can be constructed through the embankm^t at the point thus ○ ○ ○, without in any manner interfering with or injuring the present position of the dam; and such fish way ~~I consider~~ I consider, if erected here, will not damage the flows of water to this saw mill or other mills situated down stream, below it. . . .

If necessary, a waste gate (an addition) could be constructed, at the head of this fishway, and as circumstances required it - could be left open for the fish. —

At Paris, Brantford, and near Dundas Mill dams like this at Galt are situated. . . .

When ordered, I will examine and report upon them also.

I Have &c.

Hon Commissioner

John W Keys
P. A

Sir,

9. June 1866.

I have the honor to report for your information, that on examining the Mill dam, at Galt the other day (yesterday) I found the following buildings all at present in operation - and all tending to a greater or lesser degree to injure, and Kill the fish in the Grand River. —

1. J. B. Atwood - a shingle factory, throws the saw dust and Mill rubbish into the Gd River. -
2. ✓ Saml Olivier - Soap factory - throws the ashes into the Gd River. —
3. Andrew Snyder - saw mill - throws the saw dust, and mill rubbish into the River. —
4. Burnett & Co. a Tannery - stream running from thence into river, uses lime, and chemicals, extract
5. Billings & Co. Tannery, — do. — do. — stream under ground, but empties itself into the River. —
6. Thompson's - dye stuff.
7. Robertson & Stanwell's. dye stuff. —
8. Patricks - dye stuff. - —

I noticed some of the proprietors personally, and warned the servants of the others. - What shall I do in those Cases? — the water in the River was filled with a large mixture of saw dust, and mill rubbish - and Mr Olivier had about twenty wagon loads of ashes outside of his factory in the vicinity of the River into which he had thrown it.

I Have &c

John W Kerr

P. O.

Hon. Commissioner,

Monday 11. June 1866. —

X At Hamilton, to see the bailiff, - thence to Burlington Beach, with the orders in council. stopped and saw Wm Padkins make a haul seine out at 4. P.M. came in at 12. Miles 16. —

*** 12 Tuesday. Wednesday 13. Thursday 14, attended quarter Sessions in the case of John Dynes appellant - John Wilkes respondent - See below - the Magistrates Conviction was quashed. —

Friday 15. June 1866.

** At Burlington Beach, - taking notes of what was going on clandestinely - issued Season Licenses to Mrs Jane Baldey; James Waddell, Aaron Fletcher, and Wm Padkins - took note at 3 months for pay — viz.

Wm Padkins. -	8.00
Aaron Fletcher -	8.00
Mrs Baldey	4.00
James Waddell	5.00
	$ 25.00

Mrs James Waddell, attended the quarter Sessions in the appeal case of John Dynes as a Witness. 3 days at $1. per day. —

Constable John Devine, attended 2 days as a witness — do — do. — do. —

13 —

** Sent Horse and buggy for Mrs Waddell, also a summons for her appearance as a witness at the Quarter Sessions —

Charge $ —, Serving summons $1.

Sir.

16. June 1866. —

I have the honor to receive your letter of the 8th. inst, accompanied with 150 Copies of a regulation adopted by the Gov General in Council extending the time for Catching white fish at Bs. Beach &c. &c. with Seines. —

In the Name of Six honest and law abiding fishermen at Bs. Beach, I have the honor to thank you. —

This boon is appreciated by them I assure you, I have been two nights at the Beach, since your order in Council arrived, the take of white fish is very small — hardly sufficient to pay the hands. The fishermen hope you will further extend the time at Bs. Beach, until the 1st of Augt. —

White fish it appears never make their appearance at the Beach, until the take ceases at Niagara — The gill netting still continues to be very good there, as many as 400 being frequently taken after one nights set. —

If you would not look upon me as inconsistent, I would most respectfully ask you and humbly recommend that the time asked for, this extension for White fish seining at Bs. Beach be to the 1st of Augt.

I Have &c,

John W Kerr

P. O.

Hon: Commissioner

&c. &c. &c.

16. June 1866.

Sir. I have the honor to receive your letter of the 9th inst. extending my limits, westwards to Long point, and eastwards to Whitby, and for which please accept my grateful thanks. —

~~Position~~ I hope I shall give you general satisfaction in return for this kind consideration of me.

I have also the honor to receive your's of the 13, with the printed form of oath of office, which I subscribed to before James Cahill Esqr. J. P. — and have now the honor to return you one copy — retaining the other as per your order to this effect.

Hon: Commissioner, &c. &c. &c.

I Have &c.
John Wkes
P.

Dyres Apptt. v. Kerr, Resptt. 16. June 1866. —

Sir, I have the honor to report for your information, that the appeal in the case of John Dyres apptt was tried before Alex. Logie, Esqr a judge presiding at the quarter Sessions — and a jury on the 14. at Hamilton. —

Altho the evidence was plain enough, and the facts proven, still the jury quashed the conviction. I employed Mr Chas A. Sadlier, a Solicitor, who raised an objection - that Dyres had no right to appeal under the act, to which judge Logie reserved judgement. —

Mr Jas Cahill, submitted the matter to Mr Harrison of Toronto, for his opinion. —

Dyres Counsel, argued strongly that I the respondent, pay all costs, this was so

strongly resisted; Mr Saddler who argued that as a public servant of the Govt I was acting in the discharge of my duty. — Judgment reserved.

It is an impossibility to find a jury at Yarmouth who will not quash all convictions that come before them. —

I would like to see an amended clause to the Act — "And from Magistrates Conviction, there shall be no appeal". —

I have &c

J W Kerr
J P

Hon: Confederation
&c. &c. &c.

16, June 1866,

Sir — I have the honor to receive your letter of the 14th, of May, enquiring if the fine imposed on James Ward, as referred to, in my letter of the 27, January last &c. &c. — —

In reply, I have the honor to state for your information, that I received the sum of twelve dollars from Mr Lucas D. McKay, upon an order, given to me by Thomas Armstrong, on acct of James Ward and I applied the same to the credit of Armstrongs account, on his License of fishing station, for the past year of 1865,

Mr John Wesley Hopkins, J. P. had no right to place the name James Ward — in his quarterly return of fines he done so, in order that he might be able to claim and charge his Costs in the Case. —

I received the entire amount and Costs $12, but I did not receive it as a fine, it was given to Mr Thos Armstrong, as a Consideration for any loss or damage he might have sustained — by having a Collier or Schooner deadhead in his fishing station — obstructing his fishing

Mr McKay was the Contractor, who delivered the Coal while James Ward was the Captn in charge of the Schooner

I Have &c

John W Kerr J.P.

Hon: Confederation
&c. &c. &c.

16. June 1866.

Sir,

I have the honor to receive your letter of the 14th of May, containing a representation from Mr Wm. H. Thompson the Vice President of the Erie and Niagara R. R. Company.— "That the property and works of the Company at the mouth "of the Niagara River — are exposed to damage from the "operations of irresponsible persons fishing thereabouts, either "under holders of fishing licenses or themselves lessees".— With a proposition — as he says — "The Company would "prefer to pay for and hold a license of the fishery for "their own protection"—

In obedience to your order, I have looked carefully into this matter, and from personal enquiries made, I beg most respectfully to report that I did not find any cause for a complaint of this nature being made against Mr Thomas Elliott, Lessee of the fishery alluded to. Mr Elliott is a respectable and intelligent man; the men fishing with him, and in his employment are orderly, industrious and well conducted; — and I will be bound to say, never have nor never will expose the property of Railway Company referred to, to any damage. —

I understand there is an allowance of 66 ft fixed by Govt all along the bank of the Niagara River — so that that being the case — the Railway Company if Govt has not sanctioned it, would be the intruders and trespassers on a part of this 66 ft or on Mr Elliotts fishery, he, however has never taken any Notice of it —

"I happen to know a little about R. Roads and Railway Speculators". —

A Man walking along the bank of the Niagara River holding a rope attached to a Seine, carried by the current, at a rapid rate (several miles an hour) can commit no damage to a line of rail road, or track situated several yards away, and as it is several feet above him — "I had Mr Elliott make several hauls in my presence". —

The bank of the river where the fishing takes place, is not near the railway — the track is laid on an embankment of earth and sand, at least 14 ft high. — There is no railway building near the hauling ground — The line of railroad is along and crosses the public streets of Niagara, and no fence seperates it therefrom. —

Mr Thompson says: "The company would prefer "to pay for, and hold a license of the fishery for their "own protection". — Such Nonsense !!. I have no doubt the Company would — but I strongly recommend that Mr Thompson's proposition be not entertained nor complied with, as it looks like a little speculation. —

The fishery at present is of more benefit to the public, through Mr Elliott, than the Railway can possibly be ever to the Company, or the shareholders. —

The large quantity of fish taken through Mr Thomas Elliott's exertions, and steady perseverance is in itself, a public benefit. —

The fishery has been held by him for several years past, and his father (now dead) occupied it for a life time before him — I have much pleasure in reporting the above facts. —

I Have &c

John Wilkes
P. C.

Hon: Commissioner.

Sir,

16, June 1866,

I have just received your letter of the 15 inst. giving me instructions how I am to proceed agt. persons throwing Mill rubbish into the Grand River at Galt. —

And you add — "you do not state, if any fishways are needed on dams there"?

I have the honor to report in reply, that I reported already on the Mill dam at Galt, see my letter of 9th inst. devoted to this subject. —

If this report as regards the fishway, I recommended, to be constructed at Galt, be not adopted, I would then respectfully ~~beg to say, That~~ recommend that two fishways be constructed in the dam itself. —

I however would respectfully beg to say, that a fishway constructed, as recommended by to your consideration in my letter of 9th inst. would be a permanent and lasting piece of work, & preferable to those in the dams. — — —

I Have &c

John W Kerr

F.O.

Hon: Commissioner

18, June 1866.

Gentlemen, I have the honor to inform you, that on the 8th inst. I visited Galt, in my capacity of fishery overseer — I found that you tan sheep skins in your tannery, and in doing which you use lime, and vitriol — I also found a stream of spring water running from your tannery into the Grand River, and which conveys the lime and vitriol from your tannery, by this stream into the said Grand River. — It is contrary to Law for you to do this, as lime &c. &c, destroys the fish in the said Rivers. —

I am directed by the Hon: Commissioner of Crown Lands to prosecute you for a repetition of the offence, of which, I now give you due and timely notice, Will you be pleased to govern yourselves accordingly. —

I Have &c. John W. Kerr F.O.

Mess Burnett & Co, Tanners, Galt.

Tuesday, 19th June 1866,

At Burlington Beach, delivered License to Mrs Chalese, gave Mrs McGrayne her License received therefor ten dollars — went out at 10. A.m came in at 8. p. m — Miles 20. — received $10 from John Dypes rent for 1865. — Wednesday, 20th June 1866. —

At Burlington Beach — stopped for a haul — the white fish are very small — evidently a small run — went out at 5 p. m — came in at 12. miles 14. —

Thursday, 21. June 1866,

At the Beach — saw Jack Haafs haul Armstrong, Oadkins & Joe Perry — went out at 4½ p.m Came in at 2. a.m Miles 16,

Friday 22, June 1866

At Beach, poor hauls — went out at 6. p. m. came in at 2. A.m Miles 20, small hauls. —

25, June 1866,

Sir, I have the honor to enclose you herewith $20 being for John Dypes rent for year ending 31 of December 1865, and Daniel McGrayne rent for the current year. — (Dupes No 44.)

I did not intend (as you are aware) to give the latter a License this year, but when I found that he supports his aged mother in law ("84 years old") wife the late Maurice Gray, of Burlington Beach, I could not longer withhold his License from him — a copy of License sent herewith, — also a copy of the John Dypes License for year 1865.

Hon: Commissioner,
&c, &c, &c,

I Have &c
John W Kerr
P. O.

x altho' sworn of the owners and drivers line owners fee — +

Dan McGuire Licence issued on wednesday 20 June 1866.
rec'd the rent $10. —

25 June 1866.

Sir. I have the honor to acknowledge the receipt of fifty dollars, being salary for half year ending 30th day of this present June, and for which I thank you. —

I have &c
Joshua W Kers
F. C.

Hon: Commr Fisheries

Sir —

25 June 1866.

I have the honor to report for your information that I consider it absolutely necessary that an amended clause should be at once introduced into the Fishery Act, regulating the size of the mesh in future, in White fish Seines, to be 2 inches square instead of 1½ inches ~~in future~~ ~~present size~~ of the present size of 1½ inches square 4 inches extension measure. From my own personal experience and observation I beg most respectfully to recommend "that no Seine ~~should be~~ net, used for taking white "fish, should have meshes therein less than two "inches square or four inches extension measure". —

A run of small white fish takes place at Niagara about the close of the season for Seine fishing; and at Burlington Beach, at the commencement of ~~the~~ Seine fishing — the consequence is, that hundreds of this small fish are taken by the ~~these~~ present ~~nets~~ seine nets, to the mortification of the fisherman — as well as ~~to~~ the destruction of these small fish, — some of them ~~white fish taken~~ are not ½ a lb pound weight. —

I hope you will be pleased to remedy ~~all~~ this at once — ~~if not~~ by regulation or by an amended ~~clause to the~~ Act. — Then you will soon see a change — in the size of the number of our splendid white fish. — I have &c

Hon: Commr Fisheries. —

In Chancery.

Jacob Filman Plff
vs
Ric: Porter Street
& others Defts

The Ninth answer of the Master Report is alike fatal to the plaintiff and the Defendants - the plaintiff himself must be examined before an answer of this description can be permitted or sanctioned by you, you will therefore have to oppose it most strenuously (as you have already done) before the Courts at Toronto. - the Deft

The payments made ~~two~~ by Street to the plaintiff Filman were general payments ~~on~~ a/c of the Mortgage and as such ~~they~~ cannot and are not applicable to any one or more of the Released Lots - and it cannot and is not proved that the amount of those general payments were made by the Deft to the plaintiff on a/c of ~~them in particular.~~ these released lots ~~or any of the balance of the Lots~~ in particular x_

The Co-defts Sam B Freeman interest in ~~this~~ suit amounts to the 50, third part of ~~an~~ one acre of land in 200 acres - and while he ~~now~~ opposes the claims of the other defts, the plaintiff - It must be borne in ~~time at~~ mind that only a few

x for if it was right to ~~Deft~~s release ~~do so~~ any Lot No 1, 2, 3, 4, 40, 13, 14, 12 should have been the lots as they were all paid for in full ~~before the~~ several years before this Release was made.--

Weeks
Months ago he withdrew all opposition to this suit - with a promise from the plaintiff and myself that he was to get this 50 third part of the [illegible] on the suit being decided in favour of the plaintiff. -

The 60 - deft. Saml. B. Freeman has no claim on a/ct of the ~~H~~ David Thompson Estate - The Sheriff sold that if there was any (a thing which all the other defendants deny) for £37. - and he to one Jas Oswald cannot now after being ruled out of Court on this head assume this position again - for he has had James Oswald assessed this year, ~~for~~ on the Assessment Roll of Barton - by Mr Geo: Mallon the Assessor, - thus ~~Lot~~

Jas: Oswald	J.	4 -	647 -	185 -	4625.	
	J. Yar	S. Yar	St: Labor		Total.	
N.	23.	13.	3. 30.	10 -	5. 00.	31. 43 -

I am the Collector of Barton for 1862, and I know this as a fact. -

I will never submit to any ~~thing~~ examination but on a fair examination of all the ~~witnesses of all the~~ witnesses before the Vice Chancellor in open Court - ~~[illegible]~~ and to put a stop to this case I hope you will apply to have this done - I dont believe in Master days

making out his report, in the absence of important witnesses, without he submits to the Court, all the evidence on which he grounds his Report. —

John W Kerr

18. June 1866.

Sir As you are aware, I called at your factory on the 8th instant, and personally noticed John Housman, not to place, but not allow saw dust nor other mill rubbish to enter, or to be put into the Grand River at Galt from your said Shingle factory. Those things destroy the fish, in the river, besides is Contrary to Law. —

I also then Noticed your man to remove a quantity of saw dust, and wood rubbish I found there at the time. —

I am directed by the Hon: Com: of Crown Lands to prosecute you, for a repetition of the offence of which I now give you due and timely notice. — While you be pleased to govern yourself accordingly

I Have &c

John W Kerr
M. D

Mr J. B Atwood,
Shingle factory,
Galt.

18. June 1866,

Sir, As you are already aware, I called at your Saw Mill, on the 8th instant, and noticed Edward Sutherland, in your employment to keep the sawdust, and Mill rubbish out of the Grand River, as it destroys the fish therein, besides being Contrary to Law. —

I am directed by the Hon: Commissioner of Crown Lands, to prosecute you, for a repetition of the offence, of which I now give you due and timely notice Will you be pleased to govern yourself accordingly —

I Have &c

John W Kerr
P. O.

Mr Andrew Dryden
Saw Mill
Galt

18. June 1866,

Sir, As you are already aware, I called on you on the 8th inst. and noticed your personally not to to place any more ashes from your Soap factory in the Grand River — at Galt, as it destroys the fish in the said river, besides being Contrary to Law. —

I also then noticed you, to remove the large quantity of ashes I found there at the time. —

I am directed by the Hon: Commissioner of Crown Lands, to prosecute you for a repetition of the offence, of which I now give you due and timely notice. — Will you be pleased to govern yourself accordingly.

I Have &c

John W Kerr
P. O.

~~Hon: Commissioner~~
Mr Sam & Oliver
Soap factory
Galt

Sir,

25, June 1866,

I have the honor to submit for your information, the following copies of letters &c, I received from the James Cahill, Police Magistrate, regarding John Dynes, boat and nets, the particulars already reported to you.

I Have &c

John Ll. Kerr
Sl. O.

Hon. Commissioner,
C. H. V.

Copy —

22. June 1866.

Sir; I have the honor to report for your information, that Mr James Blane of Galt, the owner of the Mill dam "please refer to my report of the 9th instant thereon", and I had a conversation this week regarding the fishway &c. &c.

Mr Blane objects to having the fishway constructed in the dam, or at the place where I pointed out, it can be constructed see my rough sketch. — He's reasons are feasible. —

Mr Blane however, I am satisfied will place the fishway in a place and position to meet the views and approval of the department, and whenever further instructions are sent me on this head. I will ~~be~~ ~~please to~~ wait on Mr Blane, who will be prepared to make a permanent job, such as will meet your views. — He proposes to commence opperations when the water gets low. — —

In regard to other matters reported; such as sawdust, mill rubbish &c. it will be all abated. —

I Have &c,

John W Kerr F. O.

Hon: Commissioner
&c. &c. &c.

Mess. John Bolton,
and Wm. W. Leach, —
Niagara, —

Gentlemen,

Take Notice, —

That you are required to pay to me your rent for the year 1866, — immediately. — otherwise I will be obliged to seize your Boats and nets, see section No: 8, of the Fishery Act. —

I have been empowered to make a re-distribution of the fisheries of Niagara — this I have now accomplished; your fishery (jointly) is now 14 chains Lake frontage for which you will have to pay me $30 dollars per year payable in advance. —

I am authorised to give you Nine years Lease. —

If you do not at once conform with the above, I will and must carry out the instructions I have already received from the Hon: Commissioner of Crown Lands. —

John W. Kerr
Fishery Overseer. —

Fishery Overseers Office, —
Hamilton, 30th May 1866.

Thursday, 26. June 1866,

Proceeded to W. Beach, gave licences to Joe Berry, John Laaffe, Fred. Lorey and Benjn. Joice — John Dynes refused to take out his licence — people with bigger heads than his having stated that he held the exclusive right of the fishery. — I gave him a Copy of the order in Council — went out at 8. a.m. came in at 6. p.m. Miles about 24 — Horse — buggy, & boy. —

27. June 1866.

Sir

I have the honor to report for your information that on yesterday, I called upon John Dynes to take out his License for fishing for the year 1866. — He informed me that he holds the ~~deed of~~ exclusive right of the Fishery and he declines to pay ~~any more rent~~ any more rent, I ~~fear~~ refer this matter to you. — I asked to see the deed of the place, his reply was he had not then got it ~~he said~~. but I could find a copy of it in the registry office here. —

I called on Mr. John H. Gray the Registrar to-day — who informed me that a Patent was issued to Samuel Dynes (father of John Dynes) on the 8th of May 1837. for 22 acres of land. — on B. Beach. — but no other particulars. Will you be pleased to search ~~the~~ your office, and send me copy of Deed, and instructions as to the course I shall in future pursue towards this refractory character. — ~~Respectfully~~

X Besides this 22 acres of ~~B~~ Burlington Beach — John Dynes is a squatter on about 20 acres more ~~of~~ the property of the Govt. and it ~~is~~ was off this he cut the timber I reported to you on

He also sold three acres of this same twenty acres to a man named Glengintwith for $150, who after he was fined by me a year ago, left the country. X

X Shall I proceed against Dynes X for fishing without license. I am quite certain he has no exclusive right to the Fishery — please give me your counsel and advice in this matter. I Have &c

John W Kerr
J. P.

Hon: Commissioner,
&. &. &.

27. June 1866,

Sir,

I have the honor to enclose you a cheque No: 45, for the sum of Nine dollars - being the balance of Mr Joseph Perry's rent, for year ending 31st day of December 1865.

On reference to my letter to you, of the 6th of Nov: last, you will please find that I then sent you five dollars, together with the copy of his License.

I have &c
John W Lees
P. O.

Hon. Commissioner
&. &. &.

*** Thursday. 28. 29 & 30 April 1866,

* Went to Toronto by Railway - to the island - thence to Toronto, accompanied with Mr Gray. who engaged Mr Charles Unwin - D. P. L. S. to make survey of piece of land for him, -

Went to Humber to fish, - that evening - fishing very poor. - Thence to the point. -

Thursday. 29,

* at the Survey &c, wrote to the Hon.ble Commissioner sad particulars in said letter

friday 30th

* Started for home - saw all the fishcight by Edward. George Dunson and Pat Gray plenty of small ones amongst them, got home (here Barton) at 4. P. M. no Conveyance. Railway stations & bridges

The Island, Toronto.

29. of June 1866.—

Sir,

I arrived here yesterday, and having seen Mr P.K. Gray one of the Lessees of this fishery, I went to the City, where Mr Gray engaged Mr Charles Unwin, Deputy P. Land Surveyor, whom he intends to pay, to lay off ten acres of land attached to his House, in accordance with your instructions at different times to me on this head. — —

I was here carrying out those instructions today when I was forbidden to do so, by the City Solicitor Mr. John B. Robinson, who was accompanied by Mr Bell, Chairman of Works, and Harbour Committee, Alderman Baxter, Chairman of Walks and Gardens, with several other members of the Council and Corporation of Toronto, Sergeant Collins of the Police force and a reporter from the Prefs. I believe the Globe news-paper. — — —

In now keeping this matter before you, I have at the same time to say; That it is the intention of the City Council of Toronto, to lay the island off in Lots, and then rent it out to Tenants. —

I hope you will be pleased to see that the rights of our fishermen are protected. — —

I certainly think that there must be some error in all this proceedings, as they vary from time all your instructions and letters to me on this head. — —

ever since my appointment obstacles have been thrown in my way here, and poor Gray has been subjected to some annoyance as my various letters and reports will have shown you. - - - Evidently the intention to-day was to oust me, but true to your orders and instructions - I stand firm in my post. -

I now enclose copies of letter I have just received and the title upon which their proceedings now in hand are based. - - -

I will thank you to inform me what the next course of proceedings shall be on my part. - Mr. Gray has already paid the Government twenty dollars for this current year on acct. of this two acres of land. - please refer to my letter to you of the 27th of April last. -

She has built here a large and commodious house at a vast expense which is the resort of the elite dailys of the City of Toronto. -

She keeps here a Hotel Licensed and for which he pays sixty two dollars to the Corporation of City of Toronto. - -

* I would recommend that you be pleased to afford him every protection within your power.

Surely if fishermen rent fishing, as they do here, I hope you will be so good as to see that the adjacent lands on which they live are not controlled by any person without the Department of Crown Lands - "Fishing Bah".

I had intended to have written you about Mr John Hanlon, and Mr Parkison - also about a dozen others resident on the island here, — but until this matter is finally determined I believe it advisable to postpone my communication thereon. —

I Have &c
John W Kerr
P. C.

Hon Commissioner
&c. &c. &c.

P.S. — Mr Robinson after reasoning with him, did not prevent the surveyor completing the survey.

JWK

Sir,

30 June 1866.

I have the honor to report in addition to my letter to you of the 29, inst, relative to the proceedings of Certain members of the City Council of Toronto, and City Solicitor, regarding the Island, opposite the same That you will find on reference to documents in your office - the late Mr Daly - City Clerk of Toronto, and I have the Chamberlain held a Lease from your dep't, dated and given in the year 1859. —

This lease, if given, will annul the Lease of 12, January 1847, now up for discussion. —

I hope the rights of the fishermen will be so placed and established by you, as to be in future beyond the petty annoyance of Certain Members of the Corporation of the City of Toronto. —

Mr Whitcher told me in Nov. last, that Mr Daly and McCow had a Lease of the island, opposite Toronto, paid one year rent and never paid any more since. —

I have the honor to recommend the present occupants of the island to your consideration as worthy recipients of your attention. I Have &c, John W Kerr

Hon: Commissioner &c. &c.,

Monday. 2nd of July 1866. –

Proceeded to Burlington Beach, and put up two
'X' notices, as follows: viz:
Went out at 5. a.m. came in at 11. a.m
Miles 16. – – –

30th of June 1866.
The fishermen at B. Beach, will please take Notice
that Seining for White fish will terminate to-day. –
In reply to my application the time in the first
instance was extended from the 30th of May, un=
til the 30th of June, and, which this day terminates
In reply to a subsequent application, I made,
to have the time further extended at B. Beach for
Seine hauling, white fish, until the 1st of August. –
The Hon: Commissioner replied: "That he cannot
"recommend to the Gov: General in Council any further
"local extension of the time for Seining Whitefish. – This
"species of fish has become scarce in most parts
"of the Eastern section of Upper Canada, and
"altho' in future seasons it may be desirable to
"allow some latitude in the Catching, it seems
"unadvisable at present to further Relax the
"law". –

I hope therefore, that the fishermen will now
hang up their White fish seine – until the 1st of
August next. –

I may however here state, that I was
this day told, that it is the intention of some
of the fishermen to continue seining for white
fish. – I hope every man on the Beach is possessed
of sufficient good sense to know what
doing so may lead to. – The Law will be
enforced, and rigidly enforced and no mis=
take.

John W Kerr J.P.

Tuesday. 3. July 1866. —

Proceeded to Toronto, thence to Port Union — re=
mained there all night at T. J. Laskeys Tavern on tuesday
night. — Laskey declined taking out License for 1866. —

Wednesday 4. July 1866. —

Proceeded on foot to the Rouge river, — where old Good=
win a person named Black had come to fish a
small Seine. — Goodwin knew me — and not until I
had a Conversation with him — would he haul the Seine.
the Seine was hauled only a few herring caught.
Wm Cowan the owner of the net declined to pay
rent. — said he would fish no more. gave him
a Copy of the Act & regulation in Council about the
Catching of white=fish by Seining. — gave Laskey a
copy of the Act. —

Thence to Wm Bell Chambers house and gave
him a License for year 1866. — Thence to Franchiman
Bay, — stopped at the House of James Hitts —

Went across to the point found John Head, J.
Wright, ab. Stoner ~~Hans. Marks~~ & Jas. Morelle hauling in a Seine
containing a quantity of herring, a pike, Cat fish, a
small perch, — and six white fish. — they made
another haul — caught about another dozen of herring
and then hung up their net. — after which I made
myself known to John Head and his partner, gave him
a copy of the Act &c. and forbid him fishing any
more without a license. — and even with a license
his present Seine is illegal —

Paul Woodruff and ~~Jas~~ Thomas Maddocks
came there with an illegal net, — ordered them
away, which they cheerfully obeyed, — gave them
a copy of the Law, they promised to get them a proper
net, and take out License next year.

Thursday – 5. July 1866.

Hanna stopped at James Hills for the night left my horse and buggy for the mouth of Duffins Creek – to see James Peak – found him there fishing. – his only fishing there is herring – returned to Duffins Creek station of Grand Trunk Ry – thence by railway to Toronto. —

Met Mr Chambers in Toronto – who promised to leave 15 with Mr Williams Town Keeper for me, which he did. – Pat: Gray came up at the same time went aboard with him to the island James Hills paid $5. for boat licence for year 1866. —

Waited on Dr Wm George Dunson and Pat: Gray – had a consultation about John Mallon, Dan: Marks, Jim Goodwin, John Cunthing and Wm Portwine, also about the Island fishery. —

Gave John Gunnell a boat licence – which he has not paid for. —

Friday 6. July 1866.

Received $5 from John Williams for Wm Mallon Chambers – took train to Pt Credit. – found John little there handling for herring, gave him his lease – he is to send me ten dollars – when goes down to Toronto. – arrived home at 6. o'clock weary sick and tired. —

Dan: Marks – fishing gill nets at Frenchmans Bay. — for Salmon Trout, and white fish. —

Hamilton. 9. July 1866. —

Sir.

I have the honor to report for your information that I left here on tuesday morning - and having inspected the Coast of Lake Ontario, east of Toronto. ~~I have to report as follows~~: - give you the particulars as follows: -

1, John Holland, John Carruthers ~~and~~ Sen: Mark and James Goodwin - fish at Leslieville east of the Don. - x Wm Patterson, fishes opposite Gates Tavern, near the Scarboro station of Grand Trunk. —

Messrs Ward, Duncan and Gray, hold a yearly license of this fishery ~~opposite Scarboro Township~~ Toronto Island, for which they have paid $20. — for year 1866. —

~~T. J. Larkey, lives at Port Union, and fishes Salmon Trout gill nets, he declines to take out a license this year.~~ —

I have ~~[illegible]~~ leased all the fishery in the township of Pickering - to Mr Wm Bell Chambers for this years — 1866. — for a sum of $15. —

The following persons have been fishing here without paying any licence. —

1, T. J. Larkey, at Port Union, Salmon Trout gill nets. He declines to take out a license this year. —

2, Wm Cowan, fishes at the mouth of the Rouge River, - I saw him, and warned him of the consequence if he did not pay a license, and fish a proper net, &c. in accordance with law.

3, John Head & Abm Wright, and two assistants named Monello and Marks, fish at Frenchmans Bay, - with a very small (mesh) net, I was present when they made a haul caught six small white fish, a dozen of herring, a pike a perch and a dozen of Cat fish.

I explained to them the laws - they promised

"gave to him a copy of the act" they promised to ~~mend to offend again~~ — I gave them a copy of the law, and ~~never~~ offend for be caught again — ~~of the act~~. — and I told them at the same time, I would keep a sharp look after them and if I ~~found~~ caught them ~~again~~ I would be obliged to prosecute and fine them heavily. —

4, Paul Woodruff, and James Maddock, were at Frenchmans Bay — with a small mesh seine — waiting for the sun to go down — before they would commence hauling — I read to them laws. — and told them that to fish, with such a size mesh was illegal — They took their net away home to the township of Brougham. —

From information I received ~~and have~~ I think it most likely that those men will ~~soon~~ go at once to Lake Seniore to fish — and seine for white-fish with this illegal net; ~~the same as others, and then never engaged at this with dark lights, spearing. White fish~~

5, James Hitts — a Seven Keeper Red Bay fisher — Salmon Trout gill nets about 8 miles out and catches some very large fish — 18. 20. 24. and one this season 25 pounds weight. — I gave him a boat license for $5. —

James Peak — fishes near Griffins Creek. I saw him — he has had a good deal of sickness in his family this year — he is to pay $4. for this season.

Robert Story, fishes at Lyons Creek. I did not see him —

And Mathew McCarra, fishes in Whitby Bay. — all of which is respectfully submitted.

I have &c.

John W Kerr
J. P.

Non Compos & &

if that great destruction means carried on at the white fish spawning, for I was credibly informed only a few days ago that ~~the~~ nearly half the white fish taken at Duck Light

On examining a Provincial map, I find that Lake Simcoe, situated in the rear of the County of Ontario, would appear to lie due north of Whitby, is it in my district? — if so, please let me know, and I will run down there, and make a haul. —

I Have &c,

John Wilkes
P.C.

Hon: Com:
of Crown Lands,

9th July 1866,

Sir — I have the honor to enclose you herewith cheque for (25,) twenty five dollars, to apply as follows;

1,	William Bell Chambers —	15 00
2,	Philo D. Bates, —	5 00
3,	James Hilts	5.00
	Total	$ 25.00

I have ~~also~~ much pleasure in also enclosing herewith, copies of the licenses, I issued, to the above named persons for record in your office.

I Have &c

John Wilkes
P.C.

Hon: Commissioner
C. C. C.

Sir

12, July 1866. —

I have the honor to send you herewith a Copy of my diary ("in duplicate") for the quarter ending on the 30th day of June last. —

I have also to furnish you with the following memorandum; showing where the per diem falls short of the actual expenses incurred. —

I have also to add other petty expenses incurred by me for your information. —

"Memorandum". —

April 23rd. Fare to Toronto,	1 00	
Board &c.	2 00	
	3 00	
By allowance of department,	2 00	1 00
April 24, 1866, To board at Toronto,	2 00	
" boat hire. —	1 00	
	3 00	
By allowance of department.	2 00	1 00
April 25, 1866, To breakfast & board for day,	1 75	
" fare fr: Toronto to Niagara	1 00	
x x x x	2 75	
By allowance of department.	2 00	—,75
April 26, 1866, Train to St. Catharines	1 00	
Horse & buggy - Niagara	1 50	
Board & bed. —	50	
	3 00	
By allowance of department,	2.00	1 00
x x x April 26. 1866. Board &c,	1 50	
Steamer to Toronto	1 00	
Train, Hamilton	1 00	
	3 50	
By allowance of department	2,00	1 50
Carried forward —		$5.25

			$	¢
	Carried over —		5.	25.
May. 10, 1866,	Horse & buggy - Queenston.	1 50		
	Board &c,	1 50		
		3 00		
	By allowance of department.	2 00	1	00
May 12. 1866,	Horse & buggy - St. Cath's.	1 50		
	Train - Hamilton, -	1 00		
	Board &c,	1 00		
		3 50		
	By allowance of dep't	2 00	1	50
May 22, 1866,	Train to St. Cath's	1 00		
	Horse & buggy, to 4 m. creek,	1 50		
	Board. — — —	1 00		
		3 50		
	By allowance of department,	2 00	1	50
May 26. 1866,	Horse & buggy. to St. Cath's	1 50		
	Train to Hamilton,	1 00		
	Board. —	1 00		
		$ 3 50		
	By allowance of department. —	2 00	1	50
May 24. 1866.	Horse and buggy to Queenston	1 50		
	Board —	1 50		
		3 00		
	By allowance of department. —	2 00	1	00
May 31. 1866,	Train to St. Catharines,	1 00		
	" to 20 mile creek.	— 35		
	Boat & man to Pt. Dalhousie,	2 00		
	Board —	1 00		
		4 35		
	By allowance of dep't	2 00	2	35
	Carr.d f.d		$ 14.	10

June 2. 1866, Hire & buggy, St. Catharines	1. 50	
Train, Hamilton —	1 00	
Board &c,	1 00	
	$ 3 50	
By allowance of department,	2 00	1 50
June 8. 1866, Train to Galt & back	2 00	
Board &c,	1 00	
	3 00	
By allowance of department.	2 00	1 00
June 28, 1866, Train to Toronto	1 00	
Board and ferry,	1 50	
	2 50	
By allowance of department. —	2 00	—, 50
	Total	$17. 10

Add, Telegrams for Half years.	1. 50
Postages	1. 25
Stationery, $5.00, and printing Notices — 2.50	7. 50
To paid C. A. Sadlier Esq. Sol. in appeal. Dynes vs. Kerr. —	10. 00
To paid man for assisting me to hunt up nets in the Bay, Burlington —	9. 00
To paid Mrs James Waddell, as a witness in Case, Dynes vs. Kerr,	4. 50
To Constables fees in Dynes Case. —	10. 00
To 57 days, employed on active duty at $2. per day.	114. 00
Total	$174. 85

All of which is respectfully submitted,

I Have &c

John W Kerr

F. O.

Hon Commissioner

F. F. F.

12 Jul 1866,

Sir,

I have the honor to send you herewith my return of fines for half year ending 30th day of June last,

Will you be pleased to let me have a few blanks returns of this description,

I Have &c
John Wilkes
J P

Hon: Commissioner
&. &. &.

X Sunday. 15th of July 1866,
At Burlington Beach, went out at 2. p.m. came in at 8. p.m — Miles 20. — Horse & buggy. —

Monday 16. Jul 1866,
X At Burlington Beach — found all regular, went out at 2. a.m. came in 12. noon Miles 20. I walked. —

Tuesday 17. Jul 1866.
X At Toronto, saw the Mayor, applied to him, for a tracing of the Island and Marsh — he gave permission for me to get it — I employed Mr Charles Unwin to make it for me — thence to the island — it came on wet I could do nothing more this day. — R. fare $1 — dinner 50¢, boat 12½¢ bed & supper 60¢. — Miles 42,

Wednesday. — 18 Jul 1866,
X My boat to the Ducks — thence around the Marsh to Leslieville, — Leonard Marsh paid me $5 boat license — John Mallard promised to pay paid for boat & man 1.50. Rail fare $1. — dinner & breakfast $1 — home at 7. p.m. Miles about 50 —

Friday, 20th July 1866,

*: Proceeded out on the Bay in a boat accompanied by Constable Mathew Logan, went to Carrolls point thence to B. Beach – Logan saw a man standing at Benj: Jacies boat on the Bay – as he rowed by. I passed the place a short time before and I saw no person – went out at 6. o'clock p. m. – did not return home until 9. a.m. on friday morning. – Miles about 24 – Boat – charge 2 days $4 – a Constable $1. –

20 & 21st "

21st July 1866,

Sir. I have the honor to receive your letter of the 4th of June relative to the fine of $20, and forfeiture of net, imposed on Mr. Alex McPherson for using the same in B. Bay. –

Mr Jas: Cahill the Police Magistrate here, being aware that McPherson had petitioned to have the fine reduced &c, has kept back the execution of the warrant, you will therefore understand by this, that he has never yet paid a ¢.

My report to reduce the fine to $4, and costs, was simply to show you that I did consider this amount, and forfeiture of the net, a sufficient penalty inflicted for the offence committed. –

I cannot recommend the net, to be given back, because if I was to do so, it would be tantamount to saying to McPherson, here is your net, and use it in the Bay again. –

I Have &c,

John W Kerr

P. O.

Hon: Commissioner

of F. F. & S.

21. July 1866.—

Dr. Sir.

I have just received your letter, and I also received yours containing four Dollars being the amount of your License for fishing for year ending 31st day of December, next. —

I made out your License on my ~~arrival~~ return here, but from some cause or another I cannot now lay my hands on it. —

Will you be pleased to send me a description of the limits contained within the points I agreed to give you — That is the No: of the lot or part of lot, and the Concession in which the same is situated. —

I gave you a copy of the Act, you will please read Section No: 17, to those persons who are trespassing on your leased property — and warn them off. — and if they continue there after you notice them away, I will come down immediately to your relief — Keep an account of the fish they take ~~and~~ the description, and sort of net they are fishing — also their names. —

Yours Sincerely

John Walker

J. C.

Wm James Peak,
Pickering P. O.

24 Jul 1866,

Sir, I have the honor to enclose you herewith, the papers, which I received from you per my signature, —

I have also much pleasure in enclosing herewith receipts in duplicate for 200 dollars, on a/c of disbursements, —

I have &c

Hon: Confederation
&, &, &,

John W Kerr
P. O

Monday, 23rd, July 1866,

At B. Beach; gave John Dynes his Licence for 10 and 10 — received note at 6. months for the same went out at 4. am, came in at 11. a/m — Miles 16. —

Wednesday 25. July 1866,

Proceeded to Catt, and had Mr James Pollock to make a survey and take levels of the land where I propose to build fishway — if approved of by the Honble Commissioner, — went out at ½ past 7. a/m came in at 9½. p. m — Miles —

Wm Allan accompanied me. paid his fare & dinner 2.50 my own $ 2.50. —

26. July 1866.

Sir,

I have the honor to receive your letter of the 23rd. instant, conveying to me the intelligence, that the Hon: Com: has been pleased to increase my pay to $200. per annum from the 1st. of July instant,

For this kind consideration on his part I have the honor to thank him.

I Have &c
John W Kerr J. P.

Hon: Commissioner,
L. W. L.

26. July 1866,

Sir, I have the honor to apply for one dozen copies of the present fishery act.

I Have &c,
John W Kerr,
J. P.

Hon: Com: of
Crown Lands, —

26. July 1866.

Sir, I have the honor to receive your letter of the 3rd inst. enclosing copy of the description of grant of 22. acres of land, on Ms. Beach, to the late Sam Ayres —

On reading over this letter to Mr. John Ayres he immediately took out his licence for the current year, and gave me his note for ten dollars, being the amount of his licence. —

I Have &c
John W Kerr J. P.

Hon: Commissioner
L. L. L.

26. July 1866.

Sir,

I have the honor to report for your information, that I have issued twelve season licenses for the Burlington Beach fisheries, only one person "Daniel Gwynne" has paid me, I have received Notes of hand at short dates, from all the others. —

The Revenue from the Beach fisheries this year, will be about 103, when paid in. —

It is a hard blow to the fishermen stopping seining for white fish during the month of July, —

I Have &c,
John W Kerr J. O

Hon: Commissioner
&c &c &c,

26. July 1866,

Sir, I have the honor to report for your information, that in a conversation I had with Mr Peter Grant, a few days ago respecting the fishing station No. 12. at B. Beach; He considers $15. a year sufficient for the fishing ground, and the land attached thereto.

Will you be pleased to give this your sanction, instead of having it $20, as heretofore approved of, and sanctioned by you.

I Have &c,
John W Kerr
J. O

Hon: Commissioner
&c &c &c.

27. Wrote Mr Hos: Elliott, James Cantwell, and John Mollard. —

Friday 27 July 1866.

X. Proceeded to Paris and Brantford examined the Mill dams there. I do not consider fishways necessary. — See my report, went at 8. a.m came in at 9. p.m. — Miles

Railway fare $1. and back 1 on G. W. Ry. —
B B Railway 25 back 25¢ dinner 50¢.

here follows: the report. —

28. July 1866.

Sir — I have the honor to state, that in compliance with your instructions of the 14. instant I proceeded to Paris and Brantford, where I made my examination of the Mill dams at those places, situated on the Grand River. — —

I have now to report for your information that I do not consider it at all necessary, to have fishways constructed at either Brantford or Paris. —

The dams are so constructed and erected "low with apron" that they present no obstruction nor obstacle to prevent the fish ascending the Grand River's stream. —

I have &c
John Wilkes
P. S.

Hon:
Commissioner
&c &c &c.

28. July — Wrote John Little

Paid Spectator, $ 2.50
" Masteen . . . 6.00
" H. Waterhall 11. 25.
" John Gage 15.00
" McNair 4.00
" Wm Morgan — 1.00

Sunday. 29. July 1866.

J. 29 + 30th

Proceeded to the Hamilton, thence to Cavills and Hendersons points - thence by Oaklands to the Beach - all along the Beach, found every thing correct. no person fishing nor breaking the law. went out at 2. P.M. came in at 8. A.M - Miles about 30. 2 days ——

Tuesday, - 31st 1866.

J. To Toronto, and on to Pt Whitby examined the Harbour there - only one man named Pilkington fishes there - he lives east of the Harbour. — and was fishing at Oshawa when I was there. — saw Mr Atkinson - who gave me some information for a future day - - Came up to Duffin's Creek by Train. - called on Mr James Peak. - gave him his License for station - for which he paid me $4. —

Thence by Horse & buggy to Frenchmans bay - no person fished there that night. - back to Mr Peaks again. - Wrote letter to Mr Wm Cuthbert as follows: —

31st July 1866.

Sir, Complaint having been made to me that you have trespassed upon, fished and did draw an illegal net (Seine), in the fishery station of Mr James Peak, situated on part of lots 13 & 14, B.F. Township of Pickering without his permission or sanction, thereby incurring a penalty of ($100) dollars. — I have to inform you, that if you repeat this offence, the law will be most rigidly enforced against you. ——

I have &c

John W Kerr
J. P.

Mr Wm Cuthbert
Duffins Ck.

Wednesday – August – 1st 1866. –

Up to the village of Duffrin Creek. – waited on Messrs Hattenach and Bunting – the magistrates of the village – also saw Mr Cuthbert – thence to the Mill a saw mill, rented by Mr James Palmer, Pickering – a Mr Post – is the owner – he rents at $120. a year – read to him the law, regarding the saw dust, and the mill rubbish. – 1 John Palmer – 2 Alex McIntosh, rents from Mr Whitney, 3. J. P. White, of Majorville, Pickering 4 — Burns – 5. — Nobles – 6 and Wm Burke, have got mills saw and grist mills on Duffrin Ck. Started and walked to Frenchmans Bay. — took my dinner there – had a chat with Robt Brennan the Custom House officer – took my dinner – –

Walked from thence to Rouge River – and saw a second boat there. — only one boat being there, when I passed on Tuesday. — & up to Pr Union. –

~~So~~ I stopped at Pr Union, and came up by the mixed, conductor Oliphant. – Thence accross to the Island – by the Prince of Wales — say, about 8. p. m — Miles about 40.

on Tuesday 31. —	fare to Whitby. –	$ 2.00.
	dinner. –	–.50
	Bed & tea. –	–.50
	Horse & buggy. - - -	1.00
1 Aug.	Horse & buggy —	–.50
"	— Breakfast.	–.25
"	dinner. – —	–.40
"	Fare to Toronto	50
"	Prince of Wales	10
Bed & Supper	—	50
breakfast & Train home to Hamilton	—	1.25
		$ 7.50

Thursday, 2 Augt 1866

Called on Mr John Little – Toronto, gave him permission to transfer his License to John Gouldrick – Train up home – left out at 7.15, came in at 12. noon – miles 48 –

Sir 2d Augt 1866,

I have the honor to report for your information, that I have just returned home from Whitby, Lyons Creek, Duffins Creek, Frenchmans Bay, Port Union &c, – &c, – – &c, – –

After making a careful examination and enquiry of Duffins Creek, the Rouge river, the Credit river, Lyons Ck and the Humber – I am led to believe that salmon still frequent those rivers in the spawning season, and in the spring of each year. –

The result is in almost all cases, that those magnificent fish hardly ever make their way back to the sea. –

Men and boys go after them in small boats with spears and dark lights, and they destroy them all – Will you be pleased to have those rivers set apart by proclamation for the natural propagation of salmon; as I am convinced if you do, I will have volunteers to assist me in future to protect them from wholesale slaughter. –

I Have &c

John W Kerr

P. O.

Hon: Commissioner
&c, &c, &c,

Saturday 4 aug^t 1866.

X At B Beach – saw Jack Laafa make a haul – went out 2. P.M – came in at 11. Miles 10 –

6. aug^t 1866.

Sir – I have the honor to receive your letter, containing cheque No: 1903 – for the sum of – 39.50 – being balance of disbursements to the 30 day of June 1866.

Will you be pleased to find here = with any receipts in duplicate enclosed herewith the same –

I Have &c

Ann: Comfort

John Weber
N. O.

Sir

4th aug^t 1866

I have the honor to report for your information, that I have in obedience to your order, this day examined the dam at Denville, Fahiers, and I find that Mr Samuel Woodruff has done nothing towards the pishway there; beyond the simple fact of measuring the place (where he intends to erect the "same" (some?) time in the month of May last.

I Have &c
John Weber
N. O.

Ann: Comfort
&c. &c.

Monday — 6. Augt 1866. —

Ty. By Train to St. Catherines — $1. dinner 50. Stage to Niagara 50 ¢.

Tuesday 7th Augt 1866. —

Ty. Measured and laid off Centrally Joiner, giving each 20 chains. — Tom Moir — assisting me $1. to Thomas. —

To Queenston to see Henry Shephard — paid Mr Rousseaux for Horse and Buggy $1½. Miles 18. —

Wednesday 8 Augt 1866. —

Ty. Paid Mr Elliott for Board, $1.50. —
fare to St. Catherines 50. dinner &c 50¢ —
Railway & to Port Colborne, $1.00¢. — —
Board and lodging at Pt. Colborne 1.50.

Augt 9. Thursday —

Ty. Railway fare to Dunville $1.00 —
Buggy to Pt. Maitland 1.25.
Dinner &c — — 50¢ 25¢
Railway fare to Caledonia. $1.00. —

Friday 10. Augt 1866.

Ty. Bed, breakfast, and dinner at Caledonia. — 75¢. — Stage fare to Pt. Dover 1.50. — to Charly Browns 25. — to Junkin Pt. 1.50, ~~to dinner pr 1.00, board and bed &c. $1.~~ supper 50¢. —

Saturday 11. Augt 1866.

Ty. Bed & board 1.00¢, boat to Long Point $1.50.
Horses & Waggon to Pt. Dover $5.00 —

Sunday 12 — Augt 1866. —

Ty. at Pt. Dover.
paid Board at Dover 1.50.

Monday 13 — Augt

Ty. Stage fare to Hamilton $2. dinner &,

at Caledonia 5 6/6. —

I had 26 dollars leaving home, returned home with two, — 2½ a day about enough to pay travelling expenses on Lake Erie. —

14 Augt 1866. —

Sir, I have the honor to report for your information that I ascertained when at Dunville, that more than thirty different persons fish there in the spring just at the breaking up of the ice with dip nets, — ~~and there~~ scenes are ~~also~~ hauled for bass pike and pickerel & & &, and ~~the~~ scenes are also used all along the River in various places up as far as Cayuga. —

What shall I do.

I Have the Honor &c.,

John Weber

J. O.

Ans: Confession!!

& & &

Sir,

13 Aug^st 1866

I have the honor to report for your information that I leased a portion of the fishery at Long point to Mr Edwin Fenn, for the sum of five dollars, for this current year. —

Mr Fenn it appears, fishes principally gill nets. —

I will send you copy of his license and rent on wednesday next, for record in your books. —

I have to report that Messrs Bantam Brooks and Price, also live on the ~~island~~ point and Ryerse island - but until I receive the tracing, I will defer further action about the fisheries of Long point. —

I Have &c,

John W Kerr
J. A.

Honble
Commissioner,

13. aug^t 1866.

Sir. I have the Honor to report for your inf^n that on my late tour, as reported you this day, I leased Mr Henry Rolfs a portion of the Lake Erie frontage and beach, east and west of Port-Maitland, for 20 dollars a year. He will pay me the amount in three months, and I hold his note for the same.

I Have &c

J W Kerr
J. A.

Honble
Commissioner,

Sir,

12, Augt 1866,

I have the honor to report for your information that I have just returned home here after making a tour of the Country along Lake Erie from Pt Colborne, east, to Long point and Turkey point, west, including a portion of the Grand River lying between Caledonia and Port Maitland.

I labour at present under a disadvantage not having a tracing of the Lake Coast (Erie), and Long point - more particularly as regards the latter, because in Complete ignorance about the fishing reserve there. - -

Will you be pleased to let me have those tracings as soon as practicable, marking on the Long point tracing - the fishing reserve, as retained by you recently; when the same was sold. - -

Hon: Commissioner, I Have &c. John W Kerr, P.O.

&c. &c. &c.

Sir,

12. Augt 1866,

I have to report that I find all the Mill dams below Brantford - on the Grand River require to have fishways erected thereon for the passage of fish. Viz: Caledonia, Seneca, Cayuga, York, Indiana and Dunville. - -

At each of those places - the Grand River Navigation Coy - who own the Mill dams, have locks erected on the north side of the river at each dam, so as to allow vessels up and down the stream, but they are so careful of the water, that they will not allow a lock to be a single moment open beyond the time absolutely necessary for passing the same there through, otherwise some fish might be able to pass up. —

The Navigation Coy are at present Bankrupt, with a Receiver appd to look after their affairs, under as I have heard the Court of Chancery. —

Hon: Commissioner — I Have &c. J W Kerr P.O

Sir

6th Augt 1866,

I have the honor to send you herewith a plan and survey I had made of that part of the town of Galt, immediately in the vicinity of the Grand River mill dam, and the saw log basin. —

Mr James Blair, and I were present on the ground, when the survey and levels were being taken, and Mr B. coincided with my views and opinion that the place marked on the plan with the word "Sluice," is the most fit and secure place to ~~secure~~ construct the fishway. —

I Have the Honor to send you herewith an estimate of the probable cost for constructing and completing the same. . — —

I Have &c,

Honble Commissioner of P. & W. John Wilkes P. O.

Estimate of the probable cost of the fishway at Galt. — —

150	C. yards of excavation principally solid rock at per yard $1½	225.00
3552	ft. b. m plank and cross bears at $13 per m —	46.17
	Gate and frame for sluice connecting the bottom of the sluice with Mr James Blair's present breakwater, filling in the material &c,	50.00
		50.00
		$371.17

6. Augt 1866.

J. Wilkes, P. O.

The fishway, or sluice to be erected at Fatt so as to admit the passage of fish above the Mill dam at this place up the Grand River. — —

The accompanying plan and Survey is intended to point out where it is most desirable for safety to the dam &c, to construct this fish-way or sluice. provided the same do meet the approbation of the Hon: The Commissioner of Crown Lands. — —

The fish way will extend from the saw log basin to the Grand river below it, as per plan &c, a distance of 114 ft. The Cutting will be principally through solid rock, and will require to be excavated six feet in width, and to have taken therefrom about 150 yards as is shown on the profile or section of sluice. — The depth of Cuttings with the levels are marked thereon. — — —

The reason assigned for constructing the fishway, at this particular place, and not on the dam, is that I consider it not safe to tamper with the mill dam, and thereby give Mr James Hilaire the proprietor no cause of complaint, nor demand for Compensation for damages, should the Construction of this fishway be so built in connection therewith, as to affect or injure the dam in any way. —

I have just said that I propose that the fishway or sluice shall be six feet in the width from the top to bottom all through. — The Cutting will be chiefly through solid rock, and will be what is termed a thorough cut. —

The bottom of the sluice, where the water enters it from the saw log basin, will require to be two feet below the surface of the water in the same. — — —

Continued. —

The sluice gate it is intended shall be erected fifteen feet from the point where the water in this basin at present touches the land at the edge and surface of the same. — The bottom of the Sluice gate when erected, will be nearly a foot lower than the mouth of the sluice, or about three feet lower than the water is in the saw log basin at the present time. — —

This fish-way may be styled as a culvert, proposed to be, when completed, six feet wide four feet deep, cut &c, for the most part out of the solid rock. — —

The bottom of this sluice at the lower end where it enters the Cq River must correspond with the surface of the water in the same. — —

This sluice or fishway, will be covered over below the sluice gate with three inch pine plank for a distance of 85 feet, which shall be spiked down firmly and evenly on cross beams of sound cedar or pine, nine inches square and of sufficient length. — The same to be placed 2 feet apart, resting firmly in recesses made or cut in the rock to receive the same. —

The beams are to be four feet from the bottom or four feet above the bottom of said fishway. — —

And the said beams must be properly and firmly secured before the plank are nailed or spiked thereon. —

The plank when nailed or spiked on will be again covered over with the excavated rock, and earth taken from the through cut,

Continued. –

and shall be spread thereon in a workmanlike manner, and the surface covering is to be left in as good state of repair, as it was before the work of excavation &c. commenced. – –

A good and substantial sluice gate &c. is to be supplied and fitted secure in a substantial manner similar to and as good as those now in use between the mill pond, and the saw log basin, the same to be of the full width and of sufficient capacity for the said fish-way. —

The entire work to be done in a solid substantial, and Workmanlike manner. —

F. O. Offices.
Hamilton. 6. Aug.t 1866.

John W Kerr
F. O.

Sir,

14. Aug.t 1866.

I have the honor to send you herewith a letter I received from Mr James Blair, the proprietor of the mill dam, mills &c. &c. and other valuable property at Galt, together with a diagram similar to that already sent you by me on the 6th instant – for your perusal. – –

The latter part of Mr Blair's letter has reference to the mill dams at Dundee and above it to Caledonia, – already reported on by me.

In a conversation I had with Mr Randall McKinnon of Caledonia, there, on friday last – I understood from him that Mr James Blair – had been writing him about those lower dams on the Grand River. – to which he now refers in his letter.

Hon: Commissioner &c. &c. &c.

I have &c
John W Kerr

14, Aug. 1866,

Sir,

I have the honor to report for your information, that I found by enquiring, that the following persons fish gill nets, for white fish, at Nantucoke Peacock's point, and Rainham, Lake Erie, every fall, commencing early in the month of October.

Thomas Corbett Jr., John Law, Wm Law Patrick Layhe, Sam Bannister, Wm Pollitt, Chas Schriewe and ——— Bishopwick. —

I had a conversation, with Patrick Layhe on the subject, who informed me that he does not consider any one will object paying five dollars a year. —

I find that it will be absolutely necessary, to have a boat to, and me for me in future in the discharge of my duty on Lake Erie next fall. —

I submit the same for your consideration. —

I Have &c,
John W Kerr
J. C.

Hon: Commissioner

15 Aug.t 1866,

Sir:—

I have the honor to send you herewith a cheque for the sum of forty one dollars, being one years rent for the current year, to be recorded as follows:— viz —

1	John Wadsworth —	Lucaston	$13.
2	John Little —	Pt. Lenedit	10. on acct
3	Leonard Marsh —	Leslieville	5
4	John Jackson.	Turkey Point, —	4
5	Edwin Fenn	Long point.	5
6,	James Peak,	Duffins Ck.	4
			$41.—

I enclose, copies of receipts (~~copies~~) issued to Mess John Little, Leonard Marsh, John Jackson and Edwin Fenn.—

I cannot lay my hands on Mess James Peak or John Wadsworth at present — I will send them in a few days — this money herewith is all right. —

I Have &c
John W Kerr
J. O.

Hon: Commissioner
&. &. &.

Mailed same this day.
Lost the Receipt —

J W Kerr

6th Aug. 1866.

Dear Sir: I received your letter this morning, just as I was starting by Train for Niagara, from which place I now write you. - -

Respecting what you require from Toronto Island, I will let ~~it~~ you have it in a few days. - -

I beg to remove an impression off your mind - this! "We could not of course ~~[illegible]~~ reserve any of the Marsh"? - I have to assure you that there is a large hauling ground in front of the Marsh, fronting the Lake, and my impression is a good many more can be established there. - The island fishermen haul here and pay $20, dollars this year on a lot of it, and the right to fish in front of the Township of Scarboro. -

I am on my way to Colborne, Long Point &c. -

I am respectfully
Yrs
John Wilkes
P. O.

W. F. Whitcher Esq
&c &c &c

Sir,

15. Augt. 1866.

I have the honor to report for your infn. that on Saturday last, when at Turkey Point "Lake Erie" I was informed that a Mr. Wells, residing in the neighbourhood, cut and sold off the point, last winter, upwards of One hundred dollars of Black Walnut timber. —

I saw a person named or designated by the name of Captain Wright of Port ~~Dover~~ Rowan - taking away therefrom a small sailing Vessel load or Cargo of Cedar posts. I consider it my duty to bring the matter under your observation. —

I have &c
John Wker
R. A

Ton! Commissioner

Thursday, 16 Augt. 1866.

X. Proceeded to Toronto, the island, saw George Durnon, Batt. Gray, George regarding the Light house reserve — see my letter on the subject. —

Thence to Port Union - thence by the Moon boat to Rouge river - found James Jolley, Thomas Carson Thos Brown & Thos May, - fishing an illegal Seine there the had taken a pike and a few small bass, and a sucker. - I warned them of the consequence and that they would be prosecuted by me for it - I also directed them to inform Joe Black and Wm ~~May~~ Bowan to take home the net immediately. -

Query? - "on Wednesday, the 8th of Augt. Joe Black, two of Filcox's boys, 3 of Wm Cowans sons - hauled "with the same illegal net at the Rouge and "Caught 14, White fish. - Wm Cowan took home

"the largest about seven pounds. and three or four
"of the smaller ones - and Joe Black took home
"the remainder - and sold them".—

X Thence to Frenchmans bay — James Hilts,
informed me there was no fishing there since I
last visited the place — returned and slept in
the Moons.—

George —, one of the 17, Lock out
party, and Harry —— the Moons man accom-
panied me, Miles about 70.—

Railway fare — Toronto 1.8
Toronto Island —— 5 Paid the two
Dinner —— 25 Meal — 1.50.
Railway & boat fare — 1.50

Friday 17 — Oct 1866.

X at Pt. Union - bed and breakfast 50¢.—
R fare to Toronto, 50¢. Railway home 1.00.
dinner - 25¢

Saturday 18. Oct 1866,

X At Burlington Beach - fished all night -
Sold Jack Teafe - gill nets and received $4,
on acct - the price being $8.—
went out at 4. P.m. came in at 11. Miles
20.— H & buggy.

18. Augt 1866.

Sir,

I have the honor to report for your information, that while at Port Union, in the township of Pickering, on Friday morning last, the 17th inst. I was informed by a reliable person that Joseph Black and Wm Lowson of Pickering, did seize fish, an illegal net on the 8th of Augt near the mouth of the Rouge river, and did catch, and take and kill fourteen white fish in contravention of the Fishery act. —

This is the same net referred to, in the report of fishing, on the 16th inst, herewith.

I Have &c,

John W Kerr
F. O.

Hon Commissioner
&. &. &.

18. Augt 1866.

Sir, I have the honor to report for your information that on thursday night last, about 9. o'clock p. m., I found the following persons hauling an illegal seine, close to the mouth of the "Rouge river", which is frequented by "Salmon", viz James Jolley, a farmer. Thomas Cawson, a labourer on the Grand Trunk Ry. Thos Brown, and Thos Mary. — These people all live close by to the river, in the Township of Pickering. —

Shall I prosecute them as the first step towards protecting and preserving the salmon in the river this fall. I Have &c. J W Kerr, F. O.

Hon! Commissioner

24. July 1866,

Sir.

I have the honor to acknowledge the receipt of your letter of the 9, instant regarding the island and marsh opposite the City of Toronto, I am sure I have no objection why! – The Hon: Commissioner should not recognise the justness of the claim set forth by the City of Toronto to obtain a free grant of the said island and marsh. –

I however in duty bound humbly beg to lay before you the prior claims but humble requests and application of the present lessees of the fishery, which I respectfully recommend may receive ~~your~~ due consideration and attention at your hands. –

The present lessees Messrs H. Ward, Geo: Duncan, and P. Gray, are humble, but very worthy men, they are energetic, and seem alive to the occupation in life which they follow. – In finally settling a question, as this present one is of some importance for all time to come, I beg and entreat of you to establish the fishery of this place, "Toronto island and Marsh", on such an independent footing and position, "That no control nor jurisdiction shall be hereafter exercised over the lessees by the present nor any future Corporation of the said City of Toronto. –

It will be necessary for me to go fully and lengthy in to the details of our claimants priority, the fishery lessees, and so prevent them hereafter being subjected to petty annoyances

1st. – In the first place, I beg most respectfully to recommend that one chain deep of a reservation, around the island and marsh from high water

mark he set apart exclusively for the fishers. This has become the more essential since the break in the peninsula has taken place, which separated the island and marsh, leaving where firm land once was, and only a few years ago there it existed, a water space of inlet and outlet from Toronto Bay to Lake Ontario of about 2000 yards in extent, and this may with accuracy be calculated and computed from the two nearest point on the island and marsh. (X) ~~The loss to the fishermen being pretty considerable, I say assure you, and the loss to the fisherman and the public at large in consequence.~~ The injury thus caused to the fishery is very considerable, and the loss to the fisherman and the public has been a serious one, in consequence. — Let us take for instance the case of Mr. D. Ward, who has lived on the island since the year 1838, during this time that has since elapsed by the rising of the water, and the carrying away of that portion of the peninsula just referred to, Mr Ward has been obliged to remove his house six different times always at a considerable expense, and this he was compelled to do to give himself a permanent and dry footing. I regretted much when I heard only a few days ago from Mr D. Ward that Mr Alderman Strachan told him very recently, that the City were now about to obtain the island, and he would take care that he would have just the place, where his house stands and no more. —

Now from a conversation which I had with Mr D. Ward on Wednesday last, it appears that he too wants about ten acres of this land, extending from his house down to what is now known as Frie Crane Bay. This extent will afford him an opportunity at all seasons, and in all weathers of getting in and out to follow his avocation in life, besides giving him at all times the water privilege of the bay, to and from market, a thing most desirable,

Ald. Graham, Ward, Toronto

Report for renewal from the Ld of Aldermen Graham and others

without the control of Gun Cove bay, Mr Ward, in tempes=
tuous weather could not get along very well – I there=
fore most respectfully recommend that his application
be complied with. – and when granted a valuation can
be fixed for this privilege which I hope may be af=
forded to him. – and besides he will be independent

Mr George Duncan the next Lessee, has lived on the
island since he was a child he is now about 40 years old
and has always enjoyed the privilege of the fishery – He
is a man of a large family, and is in fact the Light
house Keeper, and as such, is an old servant of
the Govt. His father was Light House Keeper before him..

Mr Duncan some time ago applied to have 4 acres
set apart for his light house! – The City of Toronto having
an expectation of having the island and marsh deeded
to them by the Crown! – Mr Duncan says he now
requires about ten acres... – In fact free access should
be left from the water to the Light house, for the purpose
of delivering stores "at those stated times when the stores
ship comes there annually?" – without infringing or trespassing
on the property of the Corporation of the said City of
Toronto. –

The next lessee, in order is Mr G. Gray, he is com=
paratively a young man, altho an old fisherman, has been
one of the lessees of the island fishery, since the year 1860.
he is a man of energy, perseverance and courage. I have
no hesitation in adding to my former recommendation that
he is very deserving of having his application complied with.
He has as you are aware paid his rent $20, on acct of
his Lease of term of years. –

Mr John Hanlon an old fisherman, who has applied
for the piece of land where he resides and has power in
this I recommend may be granted to him: for
a term of years, the same as Mr G. Gray

and Ward – Mr John Hanlon does not want to follow fishing any more. –

There there is old John Ward, has lived on the island longer than his brother David, has a small house and garden of his own, is an old Bachelor, he supports himself by fishing, I would like to see the old man protected. . . .

Wm Wallace, has had a small house and a patch of land given to him as he states, by Sir Francis Bond Head – Wallace supports himself by fishing – and Wm Goulduck has a house. –

I would recommend that the present position of the fishermen be respected. –

And lastly Mr Parkinson's comprises the entire inhabitants of the island – and no person lives on the marsh. – I have been able by applying to His Worship Mayor Metcalf to get permission to have a copy taken from the map of the island and marsh, this plan does not now give you a fair description of what the island or marsh really is at present – but by this large and imperfect plan where Mr D. Wards house lies and where Jim Crow bay is, to which he wants to lease – This lease to be independent of the fishery, as an accommodation. – The small plan and survey

~~I have endeavoured to show~~ made for Mr Gray herewith will show you exactly, the position of his House, wharf – Hanlons &c. &c. &c, as also the strip of land he applies for – This is joined to and connected with that portion applied for by Mr Gordon, Ewman, while Mr D. Wards house &c, is situated in an opposite direction, and nearly two miles away. – –

I have endeavoured to lay before you the prior claims of the fishermen for your consideration not doubting, but that the same will be satisfactorily respected, look into, and [illegible]

Hon. Commissioner &c

I Have &c

J. W. Kerr P. O.

18. Augt 1866,

Sir,

With reference to your letter of the 2nd of Aug^t, instant, referring to Mr. Charles Unwin's recent plan of that portion of the island of Toronto, from the point on to, and adjacent to the Light House, made by him for Mr Gray, one of the fishing lessees. —

I have the honor to report that, that the light house reserve may embrace all the west point, see plan herewith; provided: It shall not interfere with any of the occupants that may be already settled and situated thereon as fishermen. —

The fishing and Seining grounds on the island, should be reserved, one chain wide from high water mark, and embrace all the Lake frontage of the island pointing outwards therefrom, to, or towards Lake Ontario. —

And the fishers on the Marsh, from the gap, extending for one mile and a half (1½ miles) more or less, should be reserved one chain wide from high water mark pointing outwards therefrom, to, or towards Lake Ontario. — —

The strip of the island (east,) shown on the large plan already sent to you, I recommended Mr David Ward, should have a portion of, because his house is not contiguous to any of the present Seining grounds, and for reasons; please see my letter of the 24th of July last, when I also recommended one chain frontage, as a fishery reserve, besides the present right of occupant, which I still adhere to. —

From the first, I was of the opinion, that in order to obtain a precise delineation of the fishing stations required on the island and marsh, a new survey would be found necessary, and I would have recommended the same to be made some time ago, had not the City Corporation of Toronto, stepped in, marred my intentions, threatened to incarcerate me, and attempted to prostrate the plans you had ordered and instructed me to carry out viz "a re-distribution of the Fishery".

There was heretofore, in years gone by seven different places on the island, for seine hauling; at present, I only know of three or four. —

And on the Marsh, lake frontage, six or seven, besides two at Leslie, two at Four Mile, and two at the yellow banks. — Thus, you will please see, that it is just as necessary to hold on to the one chain frontage along the Marsh from the break or gap, towards Leslie-ville, as it is to do the same thing as regards the island, and before the same ("that part of the island and marsh, not required for the fishery &c. &c.") is deeded to the Corporation of the City of Toronto. —

The way I purpose to subdivide the fisheries from the Humber, Toronto island, and Toronto marsh, when a proper plan of the same was completed; was to assume off, and number the fishing lots of each place, and then put them up at an upset price and in a large place like Toronto, it is an absurdity to think, fifteen or twenty persons cannot be as easily or readily obtained to lease them, as three persons the present licensees. —

The Semi hauling grounds at the Humber can be leased seperately. - -

Six or Seven stations on the Marsh, already described can be rented to poor men at low rents, while the fishery on the island can remain in possession of the present occupant. - I have however deferred giving the latter the Nine years lease you some months back ordered me to do, pending the final adjudication of the Hon. Commissioner, as regards the fishery reserve - before deeded to the Corporation of the City of Toronto. —

I dont see clearly, how I can yet subdivide when I do not know what the fishery reserve is determined to be, that I am to subdivide. —

If what I have suggested is approved of I can make a redistribution of the same very quickly. —

I would like to see Mr Whitehead on the ground and then I am satisfied he will see at a glance how necessary it is on broad public grounds, to preserve for all time to come, the extensive fishery reserve in full at Toronto island, & marsh, in preference to any claim that may be put forward by the Corporation of the City of Toronto under a license of occupation during pleasure - The public fishery first!!! - -

I have &c

Tom Campbell

Fred Cozens P.O

21, Augt 1866,

Sir, I was credibly informed, when at Turkey point, on Saturday, the 11th, day of Augt instant, that you and John Ferris (who fishes your seine") have been destroying the young white fish by catching and killing the same with a net having a small centre. —

And I was also informed that David Leacraft and Rodney Montore, have been guilty of the same offence.

I now warn you, one and all, to cease fishing with illegal nets, as I have already done, when up there. —

If you intend to fish, you must conform with the law, take out your license, and get up proper nets.

Jackson, and Fern, have copies of the Fishery act, and will allow you to read them. —

Yrs respectfully
John W. Kerr
F. Overseer.

Mr Wm Snooks,
Turkey point,
Normandale P. Office,

Wednesday 22 – Augt 1866. —

X To St Catharines and Port Dalhousie to see Mr Peter Neth – thence to the four mile creek fishery to see the fishery accompanied by Joseph Perry – 6 a^m – Miles about 48. — $2.00

Tuesday 21, Augt 1866.

X To Burlington Beach – to see Joe Perry and confer with him about Niagara fishery – went out at 4, p^m – Miles 8. — $2.00.

Thursday 23 Augt 1866.

X Home again – at 11 a^m Miles 48 – $2.00.

23. Augt. 1866.

Sir. I have the honor to acknowledge the receipt of two tracings viz:t. one from Fort Erie, to Turkey point - showing the Townships, and lots, creeks, and Lake frontage, Lake Erie. -

The other, the island of Long point with the Fishing Reserve. -

For those plans I have to thank you. -

I have the honor to be

Sir

Yr obt. Servant.

John Wilkes,

P. O.

Hon: Commissr,
&c. &c. &c.

23. Augt. 1866.

Sir. I have the honor to report for your information, that I have just returned from the Niagara fisheries, having made a re-distribution or sub division of the same. —

I have laid off the old stations; three in number, into twelve fishing stations: Nos. 1. & 2, are in the occupation of Messrs. Thos: Elliott and Charles Roddey, and is the same ground they have fished under a joint license this year. —

No: 7. is occupied at present by Mr John Bolton he has been in possession of it for six years past. —

No: 10. is at present occupied by Mr James Cantwell. this lot is exactly twenty chains frontage, and is about ten chains more than Mr Cantwell, usually hauled on. for obvious reasons I had to give him as well as others twenty chains. —

There still remains to be disposed of eight New fisheries: that is to say: Nos. 3. 4. 5. 6. 8, 9. 11 & 12 — those new stations vary in the Lake frontage, from twelve to twenty ~~chains~~ chains, according to their position and locality. — Those lots are all staked off. —

I have had several applications made

to

to me, to rent some of the stations and I am prepared to do so, under your advice and Counsel.

I Have &c

Hon: Commissioners, &c. &c. &c.

John W Kerr
J. P.

23rd June 1866,

Sir, I have the honor to send you herewith, a cheque for the sum of $27.50; which you will be pleased to apply as follows; a sum of seven dollars and fifty cts, I received from Mr Thos: Moir - for gill nets. I sold him, I had previously seized, and that were forfeited. please refer to Sub section No: 5, of section No: 20.

And a sum of $20 you will please apply as rent paid by Mr John Bolton. for his fishing station No: 7, Niagara - for the current year, see copy of his licence herewith. —

Mr Wm Clench, whom you sanctioned on my recommendation to go in jointly for this fishing, and on which he (Clench) fished, not having furnished his quota of the rent, and four months having expired since he engaged to do so, I issued the licence to Mr John Bolton as sole Occupant, on his paying me the rent in full.

I have notified Mr John Bolton that it is my intention to raise his annual rent to $30, which meets with his approval. —

And I have to recommend, that he get a Nine years lease of the fishery.

I Have &c

Hon: Commissioners &c. &c. &c.

John W Kerr
J. P.

23rd Aug 1866.

Sir,

I have the honor to report for your information that there is an Indian reserve, never yet disposed of, of 5 acres of land situated in front of a lot of land owned by a Mr John Second, in the township of Niagara. — It is exactly on the lake frontage, between the one and two mile Creeks. —

I would like to see your authority granted to me, to allow the fishermen leave to occupy it at a nominal rent.

I have &c

John Kerr
J. C.

Hon: Commissioner
&c &c &c

Recd 20 dollars from John Bolton, on 22nd day of Augt 1866. — rent in full for fishing station; for year 1866. — same day J —

Recd 7.50, from Mr Thos Moir, for payment for nets sold Wm Clench — see my letter dated 23 Augt, 1866, to the Hon: Commissioner — Ottawa

Saturday, 25 Augt 1866.

At Burlington Beach to see Mr Joe Perry relative to the fishery at Niagara, went out at 8. a.m. came in at 8. p.m. Miles 20. — H & B —

Monday, 27th Augt 1866.

At B. Beach, measuring front of all the lots then occupied (not the fishers) got down as far as Hoolds — went out at 8 a.m. came in at 8½ p.m. miles 24. —

23. Augt 1866.

My dear Sir.

As you are already made aware of by me, I have been ordered by the Hon: Commissioner to make a re-distribution of the Niagara fishery - I have done so, and now beg to inform you, that your Lake frontage is now to the full extent of 20 chains - that is to say something considerable beyond what you have been in the habit of of fishing always heretofore. - I presume you have already observed the stakes placed there by me, to point out your limits. - -

I am happy to inform you, that I have also received instructions to give you a lease for Nine years of the same. -

The Conditions of this Lease will be "payment of rent in advance being accepted in lieu of sureties, default to punctually pay such rent on or before the first day of January in each and every year vitiates and annuls the leases". -

I hope you will now as soon as convenient set to, and clear the balance of frontage ground added, of all obstacles, which may impede or delay your hauling when fishing sets in. - -

Instead of these grounds being Elliott, Bolton and your own, I have divided them into twelve different stations, nine of which will be altogether new. To all this no reasonable man can object. - And I am satisfied no man will. -

I hope the grounds will be all taken up. - Old fishermen, I am determined shall have the preference - If you know of any person applying direct him to me, at the same time be so good as to put such persons or persons in possession of the Conditions of the Leases.

Yours Truly
M Keys J.P.

Mr Jas Cawthorne.

P.S. Any persons taking those lots near Niagara, or elsewhere, can do so by first giving me notice.

Wednesday, 29th Aug. 1866. —

At the Beach — measuring the front of all the lots fenced in as gardens &c — so as to make report to Hon: Commissioner, — went out at 4. am came home at 6. p. m — miles 30. —

30. Aug. 1866.

Dear Sir, I am empowered by the Honorable Commissioner of Crown Lands — to Lease for three years the New fishing at Niagara. —

The Conditions of the Lease will be "Payment of rent in advance, being accepted in lieu of sureties, default to punctually pay such rent on or before the 1st day of January, in each and every year, vitiates and annuls the lease. —

You can now have either the lot twenty chains west of Big Jim, where you fished this spring — or you can have twenty chains, on the east end, from a small leaf wood tree, east to a small white oak tree, which now mark the boundaries. —

I consider this lot, the best in the fishery, being situated next to Mr John Bolton, at whose place the fish first strike — —

If you accept the terms — let me know at once, and I will make out your Lease, so that you may commence clearing the ground, and so place it in order for the next year's fishing. —

I Have &c
John W Kerr
J. C.

Mr Joseph Robb
Adm Robb
Rec: Paynter.

P. S. I have had several applications made me for the grounds herein referred to. JWK

Monday Sep: 3rd 1866.
X at Burlington Beach, - thence to Niagara -

Tuesday 4, Sep 1866,
X at Niagara -

Wednesday 5 Sep: 1866.,
X Returned home at 4. a.m. -

6, Sep: 1866.

Dr Sir -

I purpose very soon to visit Pt Dover, and I will thank you to let all my good freinds the fishermen know - that when I do come again, I expect they will at once arrange about the fall fishing &c. &c. &c. - -

If convenient tell Mess Thomas Corbett Jr John Law, Wm Law, Charles Schreive and Bishop Sam, Banister, James Brock - Edwell Wm Pollitt and Jacob Krall - that they must pay five dollars each, as the law provides they shall. -

Yrs respectfully
John Wker
N. O.

Mr Pat: Layhe
Pt Dover

paid postage ten cents. -
J W Kerr. -

Thursday - 6. Sep 1866. -
Gave Mess Joseph and Abm H. Grobb Lease of fishing station No: 9. Niagara. -
Wrote Pat: Layhe of Port dover - and Peter Price of St Williams - respecting their fishery. -

Friday - Sep: 7th 1866,

Wrote Henry Shephard of Queenston, - and Thomas Moir of Niagara. - - -

7th Sep: 1866.

Sir, I have the honor to report for your information that I have disposed of fishing station number Nine Township of Niagara, to Mess.rs Joseph Grobb, and Abraham H. Grobb, of St. Catharines, under a lease for Nine years, at the sum of thirty dollars per year, payable in advance, to commence from the 1st day of January 1867. —

I have now the honor to enclose you a cheque No: 52, dated this day, for the sum of $30, being rent in advance for the year 1867. -

This fishery forms a portion of that held by Mr. James Cantwell 1¼ miles; and will be found in every respect a remunerative outlay to the present occupants Lessees. - -

I had several applicants for this fishing lot, besides the present Lessees; whose lease, I have now the honor to enclose you, for record. -

I have permitted the Lessees to go and take possession of the fishery, and prepare it for fishing next year, but as they can obtain no fish of any consequence this year, I have decided to charge them no rent, which I hope will meet your approbation. —

I Have &c

John Kerr. J.O.

Hon: Commissioner,
C. H. C.

Saturday, 8. Sep: 1866,

At Galt, served a notice on Andrew Dryden for James Blaine - to make fish way on his Mill dam - went out at 7½ a.m. came in at 9. p. m - Miles 50

Charges R fare 1.90. dinner 25¢. Cakes and a papers 10¢. -

10. Sep 1866.

Sir, - I have the honor to enclose you a decision which I have cancelled, for the reasons I have assigned therein.

Will you be pleased to sanction this act of mine, and give to the same your approval. -

I Have &c

John W Kerr
P. O

Hon: Commissioner
&c. &c. &c.

8. Sep 1866,

Sir, I have the honor to report for your information, that I ~~have~~ proceeded to Galt this morning, and served the Notice for Mr James Blaine upon Mr Andrew Dryden, who rents the saw Mill, which is situated on the premises, and vicinity of the Mill dam. -

Mr Blaine is at present over in the United States, hence my reason for giving the Notice to Mr Dryden.

I Have &c

John W Kerr
P. O

Hon: Commissioner,
&c. &c. &c.

Monday - 10. Sep.r 1866. —

+ Proceeded to Caledonia, thence to Port down by stage. went out at 10. a.m. came in at 5. p.m. — on Saturday following. — Charges - Stage fare $3. dinner 25¢ tea for Mr. P. Price, and self, 50¢. treat to Mr. Price 5¢ Horse & buggy - $2. —

Tuesday 11. Sep 1866. —

+ At St. Williams - attempted to cross at 2. p.m — was obliged to turn back. — sail parted in the centre. &c. &c.

Wednesday. 12. Sep: 1866. —

+ At St. Williams - it was too stormy to cross to the point. — John M. Merritt, applied to lease a fishery at the point. — —

Thursday 13. Sep; 1866.

+ Went across in Peter Price's sail boat, all night - Mr Price took me around in a skiff - to see nice bay, and up to see the beach - to which place he applied to rent - shot six ducks - remained all day and night on the Point - in Mr. P. camp. — Had long point hash for supper. —

Friday. 14. Sep: 1866. —

+ Left the Point, and returned to St. Williams, — thence to Normandale. — met Jesse Snooks and Wm. Snooks there - Dan: Jackson and his brother applied for licence to fish gill nets, — saw David Crockett, who promised to pay his rent right away. — saw old John Jackson — thence to and saw Rodney Montrose, who promised to pay his rent. — thence to Pt. Dover — fare $3. — at Pt. Dover saw Pat Layne - all will pay rent, when fishing commences

Sat: 15. Sep: 1866.

Stage to Caledonia & home — Miles about 38 — Saw the John Scott, at Caledonia — and warned him to keep the sawdust out of the river — which he promised faithfully to comply with. —

Monday 17, Sep 1866.

Sir — I have the honor to report for your information that I have arranged to give Mr Peter Price — a five years lease of a fishery station situated on Long point, and being comprised between the limits as follows: — That is to say, &c, &c, &c. — — — see business for the remainder of year 1866. — This of course is altogether subject to your approval. —

The terms to be ten dollars a year, — in advance. —

I may mention for your information, that Mr Price, has maintained a shooting, fishing and trapping Camp on the Point for the last 22 years. — His camp is situated on rice bay, within the two-chains of Court reservation — I believe him a very worthy man. — —

I have only returned home from there on Saturday evening — being weather bound, which will account for my not meeting Mr Whitehead at Toronto as per his telegram. — —

Mr Price has given me five dollars on account to apply on this ~~application~~ fishery. —

I have &c
John W Kerr
J. P.

Hon:
Commissioner
&c &c

Sir

17. Sept. 1866. —

I have the honor to state for your information, that Mr. Joseph Perry, of Burlington Beach, has applied to me to rent fishing station No 3. Niagara, which comprises about twenty chains Lake frontage. —

The terms of the agreement, is twenty dollars for the first year, and thirty dollars a year for the remaining eight years. — To hold the same for a term of Nine years under a Lease. —

The rent to be paid on or about the first day of January in each year, in advance.

This arrangement is, of course made by me, subject to your approval. —

I Have &c,
John W Kerr
F. O.

Hon: Commissioner (
F. F. F.

P. S. Mr Perry has given me $5, as an earnest on his part. —
John W Kerr.

17. Sep: 1866.—

Sir,

I have the honor to send you a copy of the Notice of the New Company - Owners of Long point "the fishing reservation excepted". -

I would like very much to have ~~all~~ the names of the different creeks and bays on the ~~Bay~~ ~~of~~ north side of the point inserted on the plan you were pleased to send me. -

Can you do this for me, if I send you down the plan -

I believe I will be able to lease more fishing stations on the point after the 1st of January next. —

I Have &c,
John W Kerr
P. O

Hon: Commissioner,
&c. &c. &c.

17. Sep: 1866.

Sir, I have the honor to send you a copy of the Notice of the New Company - Owners of Long point - "the fishing reservation excepted". -

I would like very much to have the names of the different creeks and bays on the north side of the Point inserted on the plan you were pleased to send me. —

Can you do this for me, if I send you down the plan of Long point. —

I believe I will be able to lease more fishing stations on the point after the first of ~~January~~ next. — I Have &c

Hon: Commissioner

John W Kerr P. O

Wednesday - 19th Sep: 1866,

Went before Mr J Cahill, J.P. Magistrate, and made complaint agt John Livingston and Sam Coney - for fishing in Lake Ontario - on Sunday the 9th day of Sep: 1866. -

Thursday 20. Sep: 1866. -

Suspension Br: Queenston and Niagara - Mr Joseph Gabriel complained agt John Wadsworth before Wm Kirby Esqre J.P. - who issued a summons agt him. -

Friday 21st Sep 1866,

Attended before Wm Kirby Esqre J.P., John Wadsworth pleaded guilty - he was fined $5 & costs. - Thence by stage to St. Catherines and Railway home. - -

20th

fare to Susp. Br.	1.20
Team to Niagara	1.50
dinner	25
Supper -	25
Bed -	12½
	$3.32½

21st

Breakfast -	25	
Stage -	50	
Omnibus -	15	
dinner -	25	
Railway -	1.00	$2,40¢
Cab	25	

22. Sep 1866,

Sir,

I have the honor to enclose you a cheque No. 54, for the sum of nine dollars. —

This sum is to apply as follows: viz: Mr Martin Morrison of Niagara, boat licence to fish gill nets in Lake Ontario, $5 dollars. —

And David Derrow to fish on station No. 3, Queenston, $4 dollars. —

Will you be pleased to send copies of these licences herewith for record in your office.

I Have &c

John W Kerr
P. O

Hon: Commissioner,
&c. &c. &c.

22. Sep 1866,

Sir, I have the honor to report for your information that I proceeded to Queenston, township of Niagara, and County of Lincoln, on thursday last when Mr Joseph Gabriel complained of John Wadsworth for trespassing on his fishing, by setting his machine thereon. —

I had Wadsworth summoned before W. Kaly Esq. J.P., of Niagara, who fined him $5 & costs which he paid. —

I Have &c

John W Kerr
P. O

Hon: Commissioner,
&c. &c. &c.

22, Sep, 1866.

Sir,

I have the honor to apply to you for blank forms to enable me to make out and furnish my account for the Current quarter. —

I have also the honor to apply to you for blank forms for the return of fines. —

I Have &c John W Kerr P. O

Hon: Commissioner

22. Sep 1866.

Sir. I have now the honor to enclose you the following vouchers, which should have been sent you with my diary in letter of the 12th of July last, That is to say: —

No: 1 — dated 30th of June 1866, for printing done by Mess.rs J. and R. White, — 2.50.

No: 2, dated 12, July 1866, for stationery paid George Barnes & Co. — — — — 5.00 = 7.50.

" 3, Samuel Mehai, & St. L. Masteen — dated 30th day of June 1866. — — — 10.00

" 4, Dorothy Waddell, 30th of June 1866. — 4.50

" 5, Geo: Price, dated 12, July 1866. — 9.00

" 6, Charles A. Sadlier, 13, June 1866. — 10.00

I have &c,
John Wikes
J.P.

Hon: Commissioner
&c. &c. &c.

Friday — 28 Sep: 1866,

at the beach — same Jack Laaffe, — and Podkins: —

X Podkins — promised me some money. — heard that John Livingston threatened to burn Ben Foulds out, went out at 3½ p.m. came in at 10. p.m. — Miles 16. —

Sunday 30. Sep: 1866,

X at the beach to prevent persons — fishing went out at 11. am. came in at 6. p.m. — miles 20. found gill nets set out. —

Oct 1. 1866.

Sir,

I have the honor to acknowledge the receipt of yours of the 27th ultimo, with a splendid map of Lake Erie Coast from Buffalo to Long Point, and for which I have to ~~bestow~~ extend to you my grateful thanks. — — —

I Have &c
John W Kerr

Saturday, 6. Oct. 1866.

Wm B. Beach, received five dollars from John Tagg, rent for fishing for 1866. —

Went up to James Waddell's called on Mrs Sherben, Alfred Corey, Thomas Armstrong, Fletcher and Podkins for rent. —

Went out at 2, p.m — came in at 4. p.m — Miles about 24. —

Sir

4. Oct 1866.

I have the honor to send you herewith a copy of my diary in duplicate for the quarter ending 30 - day of September last. —

I also furnish you with the following memorandum, showing where the per diem falls short of the actual expense incurred. —

And I have also to add other petty expenses incurred for your information. —

Memorandum,

1866,					
July	3	Fare to Toronto &c. and Port Union	2	00	
		Dinner, supper & bed		75	
			2	75	
		By allowance of the department	2	00	75
"	5,	Horse & buggy	1	50	
"		Board and bed,	1	00	
"		Railway and boat fare. —	1	00	
			3	50	
		By allowance of the department,	2	00	1 50
	17,	Railway and boat fare.	1	12½	
		Board and bed,	1	10	
			2	22½	
		By allowance of the department,	2	00	— 22½
	18,	Boat hire and a man,	1	50	
		Board for self and man	1	00	
		Railway fare. —	1	00	
			3	50	
		By allowance of the dep^{t}	2	00	1 50
	25,	Railway fare	1	90	
		dinner &c,		30	
			2	20	
		By allowance of dep^{t}	2	00	20

Carried forward $4 17½

				$	¢
		Carried up, —		4.	17½
1866, June	27.	Railway fare —	2	50	
		Board		50	
			3	00	
		By the allowance of department	2	00	1 00
	31	Railway fare	2	25	
		Bed and board	1	00	
		Horse & buggy.	1	50	
			4	75	
		By the allowance of department	2	00	2 75
Aug.t 3	1,	Horse and buggy. —		50	
		Bed and board	1	15	
		Railway and boat fare,		60	
			2	25	
		By the allowance of dep.t 3	2	00	— 25
Aug.t 3	7,	Bed and board	1	00	
		Horse & buggy.	1	50	
			2	50	
		By the allowance of dep.t 3	2	00	50
"	8.	Bed and breakfast	—	50	
		Stage fare,	—	50	
		dinner	—	50	
		Railway fare Pt. Colborne	1	00	
		Bed and board	1	50	
			4	00	
		By the allowance of dep.t 3	2	00	2 00
"	9.	Railway fare to Dunville	1	00	
		Horse & buggy to Pt. Maitland	1	25	
		Dinner & Supper		75	
			3	00	
		By the allowance of dep.t 3	2	00	1 00
		Carried forward. —		$ 11.	92½

1866,		Carried up, —				$	¢
						11,	92½
Augt 3	10.	Bed and board,			75		
		Stage fare and buggy hire	3		25		
			4		00		
		By the allowance of the dep^t 3	2		00	2	00
"	11	Bed and board,	1		00		
		Boat and man acc^o to Long Pt 3	1		50		
		Horses & Waggon to Q^t " closed.	1		75		
			4		25		
		By the allowance of dep^t 3	2		00	2	25
"	13.	Stage fare to Hamilton	2		00		
		Breakfast & dinner	—		50		
			2		50		
		By the allowance of dep^t 3	2		00		50
"	16.	Railway fare. —	1		50		
		Board,			50		
		Boat and two men for a night	2		50		
		Steam boat fare Toronto island —			10		
			4		60		
		By the allowance of dep^t 3	2		00	2	60
	17.	Bed and board	—		75		
		Railway fare,	1		50		
			2		25		
		By the allowance of dep^t 3	2		00	—	25
Sep^t 8,		Railway fare,	1		90		
		dinner			35		
			2		25		
		By the allowance of dep^t 3	2		00		
"	10.	Stage fare,	2		00		
		Board			75		
		Horse & buggy	2		00		
			4		75		
		By the allow: of dep^t 3	2		00	2	75
		Carried for ward.	—	—		$ 22,	52½

1866,		Carried up —		22 52½
Sept.	14.	Bed and board,	1 00	
"		Horse thoroughly to Pt. Dover	3 00	
			4 00	
		By the allowance of dep't	2 00	2 00
"	20	Railway fare,	1 20	
		Team,	1 50	
		Board and bed,	— 75	
			3 45	
		By the allowance of dep't	2 00	1 45
"	21	~~Stage~~ Board	— 50	
		Stage fare &c,	90	
		Railway	1 00	
			2 40	
		By the allowance of dep't	2 00	4 40
				Total $ 26. 37½

The Hon:
Commissioner
I. A. I.

I Have &c
John W Kerr
J. O.

8 October, 1866.

Wrote the Mess.rs Port Union,
" Pat. Gray, Toronto.
" David Crackett. Turkey Pt. Normandale
" Rodney Montrose, Victoria,
" Dan Jackson Normandale

4. October 1866,

Sir, I have the honour to state for your information, that the following will be found a correct summary of the accounts, comprised within my district; for the quarter ending 30. day of Sep: last: —

Summary. —

Telegrams,	2	00	
Postages,	1	00	
Stationery,	2	50	
Costs, in Dynes vs: Kerr,	15	35	On appeal,
Charles Unwin, P. L. S. —	15	00.	plan of Island - Toronto,
James Pollock, — do —	10	00.	Mill dam - Galt,
52 days employed on active duty	104	00	at 2$ per diem;
Extra amount over the 2$ per diem. —	26	37½	
Constables	5	00	
Total	$ 181	22½	

I Have &c,
John W. Kerr
P. L. S.

Hon: Commissioner
&. &. &.

6. Oct 1866

Sir. I have the honor to enclose ~~you~~ ~~for~~ your Ex-
~~Hon~~ ~~Excellency~~, an account from Mr Charles Mewin of Toronto,
amounting to fifteen dollars.

The account itself signifies what the work done,
was!. I sent the plan to your office at the time.
And I have included the amount in the last quarter,
subject of course to your approval. —

I have also to submit for your information
an acct ~~Mr~~ of Mr James Pollock, of Galt, for
making a plan and survey of the river bank
at that place, plan already sent you.

I have also included the amount of £10,
in last quarter, acct subject of course
to your approval.

I Have &c

Hon: Commissioner,
C. C. C.

John Walker,
R. O.

To be accounted for. —

Jacob Teafe .5. Jacob Teafe for Nets 4,
Peter Grant. 10. Joe Berry on acct 5
Gouldrick. 4
~~Peter Price. 5~~

33.

Berry: Joice 8
Fred Cory 5 } 19
John Gouldrick 6

52

6. Oct 1866.

Sir,

I have the honor to send you an a/c presented to me by Mr Frank McKel-can - amounting to $15.35¢ . . . .

You will perceive by the wording of the document - what this charge is for - and connected with.

It is the more extraordinary, as the Judge (Logie) in a similar case of mine heretofore, dismissed the case without costs. - While in the present case he refused to hear my own evidence, and as you will thus find awarded costs against me. —

Such inconsistency is hard to understand.

I Have &c

John W Kerr
J. P.

Ans: Compromise
& & &

Monday, 8. Oct /66.

attended before J. W. Hopkins Esq. J. P. - Mr Joan Baldry. having summoned James Waddell for Trespassing on his property &c. &c. -- &c, went out at 1. P. m. came in at 8. P.M. miles 22. - Case adjourned.

Friday - 12. Oct 1866. -

At Burlington Beach to see Mr Joseph Perry, on fishing business - went out 9. a.m. came in at 5. p.m - miles 20. I walked - Horse and buggy to meet me, I did not meet it.

Sat: 13. Oct 1866.

At Burlington Beach, - heard Clenguinsmith, - was trying to sell the three acres to some person supposed to be Ben Folds, - went out at 2. p.m. came in at 10. p.m. miles 20 - wrote the following notice and letter on the subject.

Notice.

The public are cautioned, not to buy three acres of land from Mr Clenguinsmith, which he purchased from Mr John Dyne of Burlington Beach - for One hundred and fifty dollars in gold. -

The Lots land on Burlington Beach, of which those three acres form a part, John Dyne, nor Mr Clenguinsmith, have no title to, nor yet power to sell. -

The Lots will not sell land on the Beach, but will lease it to licensed fishermen at present resident there, and no squatter will henceforth be allowed to occupy or possess any part of the same. -

John Dyne P.O.

H. of. Office
Hamilton, 13. Oct 1866

P.S - I hope this will meet your approval,

respectfully yrs J.D.

P.O. -

14. Oct 1866,

Sir, —

I have the honor to report for your information, that ~~Edward~~ Adam Clenguinsmith, an American, who fled to this country, during the late war in the United States, bought from John Dries, of Burlington Beach, three acres of land, the property of the Government, for $150. — This purchase was made about four years ago, before I was appointed your overseer. —

Hearing on yesterday evening (Saturday,) that Clenguinsmith, had returned to Canada, and was endeavouring to sell those three acres of land, and that he would be on the Beach today, (Sunday) for that purpose, I prepared three copies of the annexed Notice, and proceeded to Burlington Beach to post them up, as a warning to the public. — I met Clenguinsmith, and informed him, that the land John Dries sold him, was Crown property; he replied he was aware of it and he told me I might kiss his a ——,

Have &c. —

John W. Kerr,
J. O. —

Hon: Commissioner,

Sunday, 14. Oct: 1866. —

At the beach, — gave notice to Ben Jolly, Mr Balday, — and Mr Fish, — see copy above, for particulars — went out at 8. a.m. came in at 3. p.m. — Miles 20. — —

Monday 15. October 1866. —

at Port Credit. See my report. went out at 8. a.m. came in at 6. p.m. —

Railway fare - 1.60 - dinner 25. breakfast 25¢

15. Oct. 1866.

Sir, I have the honor to report for your information that I proceeded to Port Credit this morning, and arranged a matter complained of, as follows: -

John Goldrick, successor to John Little, complained of Pat Hand, for landing Salmon trout, in the Harbour of Port Credit, to his injury, and loss. —

I decided that Mr Pat Hand, having a license to fish gill nets in Lake Ontario can land with his fish on any leased seining ground - and that he can fish in any part of Lake Ontario - provided the same is not within two miles of a seining ground. —

Within the last fortnight Mr Patrick Hand, has caught fifty dollars worth of salmon trout, in front of Port Credit, about six miles out. —

He fished gill nets at Magara until very recently, and has now made the Port, his future and permanent home.

I Have &c

John W Kerr

F. O.

Hon: Commissioner
F. F. F.

15. Oct 1866.—

Sir. I have the honor to send you herewith, the Copy of a letter. I felt it my duty to send the John Doe. —

The fact is, the man Lattaly is determined to create a good deal of annoyance, and I would like to be furnished with authority from your department, to stop such Conduct at once. —

There are a number of fishermen, on Burlington Bch with families, who have not a foot of ground to grow a vegetable of any description. —

Mr Whitehead being aware of this, directed me to ascertain, and report the position of the land on B. Bch. This I have nearly Completed - but in the mean time - please send me without delay the authority I have above asked for. —

I Have &c
John W Kerr
J. O

Honble
Commissioner,

Tuesday. 16. Oct. 1866.
At the Beach — gave notice to James Waddell to appeal against Mrs Balding, & Hopkins - directed him to hold the land - went out at 2. p.m. came in at 8. p.m. - Miles 20. —

15. Oct 1866.

Sir,

It was reported to me this morning, that you are about to sell a portion of the Government land at present fenced in by you, and occupied, to your brother Saml Dring, on which it is said, he is about to erect a House. —

On yesterday, sunday, and all as it was I was obliged to notice the people on Burlington Beach, not to purchase three acres of land from Mr Clenginsmith, you illegally sold him for $150.

The Gov't land on B. Bch, is about to be leased out to the resident fishermen, for vegetable gardens, and if you requiring a portion of it - let him send in his application, and I will send it forward for him, but I forbid you selling, or disposing of any ~~land~~ of the Gov't land or other property on B Bch.

I have &c

John Dring

J. O.

John Dring
B. Bch
Saltfleet

Wednesday. 17th Oct 1866.

At Toronto, to meet Mr. Whitcher – who had gone to Ottawa – went out 4. P.M. – Miles 40. –

Thursday. 18. Oct 1866.

At Toronto – Seized ~~fish~~ one boat, belonging to John Mallaw – went out at the fish market for fishing without a licence – Mallaw stole the boat away. – got a warrant from John McNab J. Magistrate – Went to Leslieville with Sergt. Major Cummings – and another Police Magistrate did not find him –

Friday 19. Oct 1866.

At 3. A.M. – started from the Island – thence to Toronto, thence to Leslieville, thence down the lake to the Chuckles – searched outside but found nothing – until we went out about 3. miles – then found a white fish net – with two trout and eighteen white fish in it. – down to Portuney – Portuneie paid me 3$. for his licence – back to Toronto got dinner – paid for dinner for self and 2 Constables 75. –

Sat: 20. Oct: 1866. –

at the Police Court – Toronto – John Mallaw – was fined 50¢. 2.50, to Hanlon – Cab 1.50. tolls 10¢, boat 75¢. – arrest $1. Inspector 3 days at 2 = $6. which he paid – and $10 – for his licence – Nett $[illegible] were forfeited. – Thence home – Gave John Hanlon 80¢ to pay for reeling up the net – so as to preserve it. – As the Magte said he would recommend to the Hon: Com: to give it back

20. October 1866. —

Sir,

I have the honor to report for your information that on this day, John Mollard, of Leslieville, was brought before John McNab Esq. J.P. Toronto, charged by me, with fishing gill nets without a license. — Mollard was fined 50¢ and $1.50 costs — the fish and net were forfeited, all of which he could have avoided, by paying his License. — —

After the trial he paid me ten dollars License. — The John McNab the Magistrate, from representation made by Mollard, of things that occurred to him before I became Bailiff — promised to write you asking the net to be given back to him — I have no objection to this being done — provided it meets your approval. — In the mean time I gave the net to John Hanlon — on the island — Toronto, ~~and~~ Spared him 80¢ — to reel it up dry it and put it away. — — I pocked the net set opposite the chundles 4 miles out in the lake Ontario and twelve miles from Toronto. — The net is a white fish gill net eleven hundred yards long — worth perhaps about $40. I sold the fish for three dollars and fifty cents. —

1.50
1.25
.75
$3.50¢

I Have &c,

John W Kerr
Y.C.

Hon. Commissioner
F. F. F.

22. Oct 1866.

Sir

I have to inform you that I intend starting on tuesday next, tomorrow, to Port Union, Rouge river. Frenchmans bay. ~~Near~~ Duffins creek and Whitby. — I have heard Persons are fishing white fish gill ~~nets~~ nets in or about those, and if they refuse longer, to take out their license — I cannot delay any longer — ~~but~~ I will seize their nets. —

I Have the He,

Honble Commissioner
F. F. F.

John Kerr
F. O.

22. Oct; 1866,

Sir, I have the honor to report for your information that about the 27th of this month — the gill net fishermen intend commencing to fish gill nets at Port Ryerse, Nanticoke, and Peacock point Lake Erie — ~~They~~ More fishermen have up to the present time refused to take out their license. — Now I intend to start from here on or about the 1st day of November next — and having already consulted with James Riddle Esqre J. P. at Port Dover — will obtain a warrant with a couple Assistant I am determined to seize all the gill nets that, unless they pay me up. — They are a very hard set of people

~~They your letter from the Whitehaven letter~~

~~from Toronto, he intends to be~~

but I hope to get along with them. —

I Have He

John Kerr
F. O.

Hon^l Commissioner
F. F. F.

22. Oct 1866.

Sir. I intend to be actively engaged near all the months of November and December next; Will feel obliged by getting from you as soon as convenient some funds, to enable me to do so. —

In the first place, I will endeavour to catch those men who are plundering the rising hope of Toronto of the Salmon, —

And in the next place, I mean to enforce the White fish close season, all through my district. —

I Have &c.
John Wilkes
F. O.

Hon. Commissioner
F. F. F. &c

Hamilton 25 October 1866.

Sir. I have to acknowledge the receipt of your note of the 22. instant, The licenses of Messrs David Ward, George Duncan, and P. Gray, for the Toronto, and Scarborough fishing are dated respectively 23rd of April 1866. —

And Mr P. Gray's license for the ten acres on which his house is situated, herewith is dated 23rd April 1866, this being the day on which I recd the money transmitted to you on the 27th of October 1866.

I Have &c
John Wilkes
F. O.

Hon Commissioner
F. F. F. &c

22. Oct 1866,

Sir, I have the honor to send you herewith cheque No: 58. B of Montreal, for the sum of Twenty dollars. —

His amount you will be pleased to apply as follows: —

1. — John Mollan, licence for year ending on 31 day of Decr 1866, — 10.00
2. Francis Bothrone do, — do. — 3.00
3. Mrs Jane Baldey — do — do, — 4.00
4 To amount received for fish since forfeited, and sold by me for the credit of the dep^t 3.00

Total. — $20.00

Will you be pleased to give the licences of Mess Mollan, Bothrone, and Baldey — herewith. —

I have &c

John W Kerr
J. P.

Hon: Commissioner
&c. &c. &c.

Gave Peter Grant his Nine years Lease — he paid me ten dollars on acct. — He owes me 10.00. —

John W Kerr
J. P.

23. Oct. 1866.

X At Police Court - Hamilton. James Waddell had his Bailey, Magnus Bruce, Alex McPherson and Pat's summoned up for maliciously breaking up and demolishing his root house. - I was summoned there. - Made a copy of the Original title to George Lottridge's farm went out at 9. am came in at 5 p.m. miles
Case adjourned to next monday. —

Thursday 25. Oct: 1866.
X At Toronto, on to the island, and saw Howard, and George Duncan, regarding their fishing, — 1.25.25

Friday 26. Oct. 1866,
X At Toronto, and Port Union, — wrote the Wm. Whitches,

Sat: 27. Oct 1866.
X At Duffin's Creek Lyons - Shoal point, Pouch mans bay, and on to Toronto. —

Sunday. 28. Oct: 1866. —
X At Toronto, Carlisville, and Toronto Marsh. — see my report of 29th inst. —

Monday 29. 1866,
X Before Alex McCrae Esq. J.P. see my report, thence home. —

29. Oct 1866.

Sir,

I have the honor to report for your info^n that on this morning at Toronto, before John McCabe Esqre J. P. Police Magistrate, Robt King and Wm Todd were each fined 5 & costs for going out to shoot ducks on yesterday (Sunday).

I remained in the Toronto Marsh several hours, but only succeeded in finding the two persons alluded to.

I have &c
John W Kerr
P. C.

Hon: Commissioner,
&c, &c, &c.

30. Oct: 1866. Tuesday. —

Attended before James Cahill J. P. in the case of Waddell vs. Baldey, Bruce and two others — went out at 9. am. came in at 5. p. m. miles 12. —

30. Oct. 1866.

Sir. I have the honor to enclose you herewith Mr Charles Minors a/c^t and my belief that ten dollars ought to be quite sufficient for the work that he has in this instance performed.

I have &c
John W Kerr
P. C.

Hon: Commissioner,
&c, &c, &c,

30. Oct 1866.

Sir. I have the honor to report in reply to your letter of the 25th inst: That the costs charged by McKelcan and Robb, have been taxed by the Court of Qr Sessions.

I have &c
John Wiers
Ct. C

Hon: Commissioners
K. W. C.

Wednesday. 31. Oct 1866,

At Burlington Beach. — attending to my duty as fishery Overseer — went out at 9, a.m. came in at 4, p.m — Miles 26. —

19 days.

Heard it reported that John McCartney the friend of Fredk Corey and Dd Fitch. had robbed Capt: Thompson of 200 dollars in Cash — and a bank receipt of 1100. for Bank. —

Thursday. 1st Nov 1866,

Hunting papers and deeds of Lotheridge at Burlington Beach. — got 20. by Express from Henry Roy of Dundas. —

Friday. 2. Nov 1866,

Hunting up for papers and deeds of Lotheridge at B. Beach. —

Recd $100. from Hon: Commissioners on acct of expenditure &c. — cheque No: 368. — —

Sir,

2. Nov 1866,

I have the honor to enclose you herewith, cheque No. 59, for twenty dollars, being the amount paid me ~~by~~ on yesterday by Mr Henry Relf - "received by 4 pieces" - of Port Huntum, - Mouth of Grand River - Lake Erie, to apply on his License of the Fishery - herewith also for the current year,

I have &c
John W Kerr
F. O.

Hon: Commissioner
&c &c &c

Sir

3. Nov 1866,

I have the honor to send you herewith annexed, part No: 1, showing how the land, exclusive of the fisheries, on Burlington Beach, is at present occupied. - I give you the act as I received it: - It appears that a Mr George Lothridge a farmer, residing on lot No: 30, Broken front Concession, in the township of Saltfleet - pretends to have owns about a mile of the beach. I could not in the space I allowed myself in this document, fully convey to you sufficient information to convince you of this many absurd claim. - I am collecting material for a special report, which I expect to have ready in a few days. -

In the mean time, I would most respectfully recommend that the land on the

beach, be so divided, amongst the bona fide fishermen, and in such a manner, as to enable each person for a small annual consideration to possess a piece of the same for vegetable gardens. —

Will you be pleased to find copies of deeds issued by the department, to the late Sam Hyne, and Wm Kent, both deceased, of portions of the beach, as therein described.

I have &c,
John Wilkes
F. O.

Hon: Commissioner

Sunday 4. Nov 1866,
At Burlington Beach, went out at 9. a.m. came in at 4½ p.m. — Miles 20. —

Monday 5. Nov: 1866,
At Hamilton depot, watching out for gill net fishers — went out at 5. p.m. came in at 10½ p.m. Miles 6 — a Constable with me — $1. —

Tuesday 6. Nov 1866.
Hunting up papers relating to Jas: Lothridge title to the Beach also copied same —

Wednesday 8 Nov 1866. —
To Toronto $1,— Post Union 50¢, dinner 25¢, Tea 25¢ ~~supper~~ bed 25¢ — Miles 38+20 = 58 Miles — Cost $2,20¢, — ~~bed 25~~ = ~~2.95~~ 2.25.

Thursday 8. Nov: 1866, —

At Port Union, — Toronto, and home. — remained half an hour at G. W. Railway wharf, Miles 58, — breakfast, 25¢ dinner, 25¢, fare 1.45, — Sundries 25¢ $2.29. — at Toronto found that Lew: Marsh, had been catching fish in the Marsh with gill nets, — also heard that James Goodwin had stolen James Saddlers net! —

Friday. 9. Nov: 1866,

Examined in the neighbourhood of the depot for to ascertain if nets were set there, went out at 9. a.m came in at 4. p. m. miles 10. —

Sat: 10. Nov: 1866, —

At B: Beach, heard that Benj Jones was setting his nets in the Bay — went out at 9. a.m came in at 5. p.m — Miles 24 —

Monday 12 Nov 1866,

To Pt Dover, by the Stage, went out 9. a.m, came in there at 7. p.m — Miles 38. —

Tuesday, 13th Nov 1866,

Proceeded down the Lake to Hoovers point saw the following persons who paid the amount set opposite their names. — John Lawson $5, Charles Schieve and Sam Bannister $5, John McLellan J.P. $1. J. V. Hover J.P. $1. Pat Layhe $5. Jas: Runchey & John Waters $2, Wm Ketel $5, Jas Walsha $5. Lyndon Swarty $5, Mary Hover $1, Sam Knisely $1. — went out at 8. a.m, came in at 9. p.m, Miles 40. Horse & buggy $2. — back again to Port Dover. —

Total $36.

Wednesday 14 Nov 1866.

Proceeded to Turkey point, thence back to Pt. Dover again, Thos: Corbett paid $5, Nelson Monroe $5, Rodney Monroe $5, David Jackson $1, George Howard $5, John Daly and Aaron Winter $1½, Jacob Kuhl $2, Wm. Lane $5, went out at 8. o'clk a.m., came in at 5. p.m. – Miles 36 – Horse & buggy $2.

Total $29½

Thursday 15 Nov 1866.

From Pt. Dover by stage & home, – saw George Howard (who paid me see previous date) went out at 8. a.m. came in at 6. p.m. Miles 38. –

Friday 16. Nov 1866.

Horse & buggy $3
do. do. $5
Total $14.

To Caledonia, Cayuga, Hoover point and Dunville, abt. Hoover paid $3, Isaac Bates $1, Mess. Philip Silversiper, Urias Wardell and Isaac Culp $10. – H+B: $10. –

Saturday 17. Nov 1866.

$80½

From Dunville to Pt. Colborne down the Lake by Pt. Maitland, paid 2½ for buggy & Horse half the way, walked the remainder. –

From Pt. Colborne to Pt. Dalhousie by the Welland Ry. – paid 65¢ fare. –

Sunday 18. Nov 1866.

Horse & buggy to Niagara & Queenston found Mr. John Butler, on the 4 mile pond with a gun and rat traps – his boy was him – found Jas. Lacey at Queenston – but he was not then fishing – went out at 8. a.m. came in 8. p.m. Miles about 40. –

Monday 19. Nov 1866.

At Pt. Dalhousie, until 10. p.m. – Thence by boat to Clinton –

Tuesday 20 Nov 1866. ~~Thence~~

Accompanied by Peter Nath & James Williams. Surveyed three nets about 1000 yards, the property of Peter Culp, Nelson Culp and David Tiffin –

two of the Nets are new, the other is not so good - the lines are bad - found one white fish in one, three in another, and a sucker in the third, - the Lake being very rough we were obliged to run for the 20. Mile creek, got in safe there but very wet and Cold. - boat hire $5, boy $1, a Waggon and Horses 1 - breakfast for two 50¢ - dinner 55, & Railway 95¢

211. Nov 1866.

Sir - I have the honor to report for your information that on yesterday morning I succeeded in seizing three white fish gill nets set in Lake Ontario, opposite the township of Clinton in the County of Lincoln. - The nets in the aggregate are about 3000 yards long - and are all forfeited for a contravention of the Act. -

I procured a boat at Port Dalhousie on monday night last, at ten o'clock, and got up to Clinton by 5. a.m. yesterday morning - One net had one white fish therein, another had three fish therein, and the third had a sucker. - The nets are the property of Peter Culp, Nelson Culp and David Teim -

I leave here early tomorrow morning - for Niagara, and I expect to have those men fined for fishing without license - and for Catching white fish on the 20 November instant. -

I Have &c
John W Kerr
F. O.

Hon: Commissioner
F. & F.

21. Nov 1866.

Sir, I have the honor to enclose you here with cheque No: 63. for $35. – This sum you will please apply as follows: –

1.	Mr John Lane	$5.		Carried up –	$26.
2.	Chas: Schwine & Sam Bannister	5. –	7.	John McLellan J.P.	1. –
3.	Pat: Layhe, –	5. –	8.	J. V. Hoover J.P.	1. –
4.	Wm Estal –	5 –	9.	Gideon Smart & Marius Smart	5 –
5	James Walsh,	5 –	10	Jas Rumsey & John Waters	2 –
6.	Mary Howes	1 –			
	brought up –	$26.		Total – –	$35.

This amount I collected last week from the persons named, for the privilege of fishing gill nets for white fish in Lake Erie. –

I may also state that I have succeeded in collecting in all; between Turkey point and Dunville, the sum of $80.50. – When I am able to procure bankable money, I will remit cheque for balance $45.50

I Have &c
John Wkers
S. O.

Hon: Commissioner
F. F. V.

Sir, 24 Nov 1866.

I have the honor to apply for about three dozen copies of the Fishery act, for the fishermen on Lake Erie. – Also for blank forms for current quarter.

Together with a copy of the Game act of Upper Canada. –

I Have &c
John Wkers
S. O.

Hon: Commissioner
F. F. V.

Thursday, 22. Nov 1866.

Proceeded to St. Catharines and Niagara. fare 1.50, breakfast 35¢, dinner 25 — bd 25¢ — got out summonses for John Bolton, and James Lacey, for fishing and hunting on sunday the 18 and 11th of Nov 1866. —

Friday 23. Nov: —

Mr Queenston, gave summons to the Constable for James Lacey — Miles 16. Horse & buggy. $1.75¢ — attended before Wm Kelly Esqre J. P. at 2. p. m — John Bolton was fined $4 and Costs for trapping on sunday the 18 inst, in the Four mile pond. — received $2. from Mr Kelly.... Sat: 24. Nov. 1866.

gave the Con$ $1. for the Witnesses. —

Attended before Wm Kelly Esqre J. P. James Lacey not appearing, the service was proved — the case was gone with. David Webster of Queenston proved the same; — the Constable proved service; — James Lacey was fined ten dollars and Costs; — a Warrant was issued for his arrest — — — Thence for home — by Ned Patterson's team — Miles about 50 — paid Paterson 1.75, dinner 25¢. Railway $1.05¢ — Paid board in Niagara $2. —

24. Nov: 1866,

Sir I have the honor to report, that on this day Jas Lacey of Queenston, was fined $10. and Costs for fishing on sunday the 11th instant in the Niagara River then. — And John Bolton was fined four dollars and Costs for going out to trap and shoot in the Four mile pond, J. of N on sunday the 18th instant. — I was myself the prosecutor in both Cases. —

The Municipality of Niagara will receive half the fine in each case.

I have &c

John W Kerr J. P.

Mon: Commission
4. 8. 8.

26. Nov 1866. —

Sir

With reference to my letter to you of the 21. instant, I have now the honor to send you cheque No: for the sum of $44, and 50 cents. — The amount you will please apply to the undernamed persons, who fish gill nets for white fish — on the reef situated at the various places they occupy in Lake Erie & situated between Turkey point, township of Charlotteville and Wardells creek in the township of Rainham. — Viz.

		$ ¢			$ ¢
1.	Sam Kunsely	1.00.		Carried up. - - -	24.00
2	Thomas Corlett	5.00		John Cole	
3	A. Nelson Montrose	5.00	8.	Aaron Winter	1.50
4	Rodney Montrose	5.00.	9.	Wm Lane	5.00
5.	George Howard. —	5.00	10.	Abm Hoover	3.00
6.	David Jackson,	1.00	11.	Isaac Cate	1.00
7	Jacob Krell	2.00	12	Mess Isaac Culp	
	Carried forward. - -	$24 00¢		Wm Wardell	
				Philip Silverthorn	10.00
				Total, -	$44.50

I Have &c,
John W Kerr
J. P.

Hon: Commissioner
&c. &c. &c.

Sir.

26. Nov: 1866. —

I have the honor to apply for ~~[illegible]~~ fifty annual licenses. — Those persons who fish in Lake Erie, will be better satisfied by having a Net license: a boat license is not the thing, as half a dozen persons are sure to club together, and fish all the nets they possibly can. —

If a small form was got up, as a season license, it would, I am convinced give satisfaction. I can get up a form, if authorized by you.

I Have &c,
John W Kerr J. P.

Hon: Commissioner.
&c. &c. &c.

Sunday, 25 Nov 1866,

Mr B. Beach heard Dan: McDwyne, Fred: Corey, Bob Hall, Sam: Corey, John Dynes and Benjamin Joyces - boys were setting gill nets in the Bay. —

Saw a person in a boat overhauling a net in front of John Dynes. — I suppose it was John Dynes the same person crossed in a boat towards Jones or Seconds inlet, and returned again went out at 1. o'clock, p.m. returned at 6, p.m. — Miles 16. —

24. Nov: 1866, —

Received a cheque No 474, dated 19th of Nov: 1866 — being $100. half years salary —
W. 3524. —

27. Nov: 1866,

Sir. I have the honor to report for your infn, that on this morning I proceeded to the fifty point, fifty mile creek, Lake Ontario, which is situated in the township of Saltfleet, where I captured 7lb. white fish, recently caught by Benjamin, Houlds, and Lac: Corey of B. Beach in a white fish gill net.

Altho I was on the ground at 6. o'clk a.m. still they had taken the fish out of the net, and had them concealed some distance from their boat, covered over with pine branches. —

I did not feel myself justified in seizing the net, and boat - altho I have no doubt upon my mind - but that they were recently used in capturing the fish. —

When this is investigated, I will report to you the result.

Several of the fish were full of spawn. I have

Hon: Com. of C. Lands — Yr Obedt Serv
John W. Kerr

Tuesday, 27. Nov 1866.—

At Ontario this morning, at 6. a.m. — Miles 30. See my report — Horse & Buggy. — and a man — Levi Lewis 10 fish at 1.50

Berry Foulds. —	7. "		
Geo Thompson.	3		
Joe Perry....	2		
Captain Nicholls &	16 = 38	— 12 at 10¢	1.20
Myself		38 at 10¢	3.80
			$ 5.00
			1.50
		Total	$6.50

Wednesday, 28. Nov 1866.

Went out at 10. p.m. — on the Bay to Bowling-tow beach, grappled all night for nets — watched the bay near the G.W.R. depot — thence to the beach by Harways point — home at 6. p.m. — Miles 30. Boat. — Fireman with me. I paid him one dollar. — —

Thursday 29. Nov. 1866. —

At Carrolls point, reconnoitering — gave a little boy ten cents — thence to see old Mr Thomas — heard from that Freeman and Laffaty were to come and haul the net on the point — went out at 9. a.m. came in at 7½. p.m. — Miles 8. —

Friday 30. Nov 1866.

At Toronto, paid Charles Unwin D.P.L. ten dollars on a/c of tracing made by him of Toronto Island. — went out at 8. a.m. came in at 8. p.m. on Miles 80 — Railway fare $2. dinner 4c 50¢

Sat: 1st of Dec: 1866. —

All day engaged in enquiry relating to the Fishing heard that Benj: Folds had brought up 50 more fish and that Isaac Stevens had brought them up from the beach — Mrs Folds having given them to him — saw John Davis, who told me the same thing, and that he wanted to see me and tell me all about it — I asked for the fish he replied he had them salted and they were then in his smoke house — lodged information agt Benj Folds — & Isac: Corey & Maurice Corey. — I went out 10. a.m. came in at 8. p. m — Miles 6. —

Sunday 2 Dec: 1866.

At Burlington Beach, heard all about Isaac Stevens and the load of white fish. — Charley Warren travelled with him from the beach, and he saw the fish — went out at 9. a.m. came in at 4. p. m — Miles about 24, H & buggy. —

Monday. 3. Dec: 1866. —

At Hamilton, getting out summonses for Benjn Foulds, Isac: Corey, and Maur: Corey — also got a search warrant, to search John Davis place for the fifty white fish, — Davis stated he had sold them, — also got a search warrant for to search for Bob Halls nets. — went out at 9. a.m. came in at 6. p. m. — Miles 12. — walking. —

Tuesday 4 Dec: 1866. —

At Bay and Beach, gave Mrs Folds summons left boat at Benjn Jones, — together with four oars 3 row-locks — left grapple & line at Jim Waddell walked home — Miles 30. went out at 9. a.m. came in at 9. p. m —

Tuesday 4 Dec 1866.

Gave John Ryckman, two summonses and a Subpoena to serve at Ontario – he served one summons – on Benj: Folds, and neglected to serve the others. – I gave him two dollars – which he kept – He is a miserable Constable. –

Wednesday – 5. Dec: 1866.

Stayed all day – very tired and fatigued. –

Thursday 6. Dec 1866. —

At Police Court – see evidence agt. Mrs Folds and Benj Folds – they! –

VIOLATION OF FISHERY ACT.

Benjamin Foals and his wife, residents of Burlington Beach, were charged by Mr. J.W. Kerr, Fishery Inspector, with having white fish in their possession on the 29th November.

Jno. Davis, fish dealer in the market, was examined, and stated that he did not see any fish in Foals' possession, but that Mrs Foal's had come to see him a few days ago, and told him that there was some fish out at the beach which if he wished he could send out after. That a man in his employ named Isaac Stephens had brought the fish, which were about 50 in number, and consisted of white and other varieties, and placed them in his (Davis') yard, that he took possession, salted and sold them by wholesale.

Mr. Kerr, Government Inspector of Fisheries, testified to having spoken to the last witness on Saturday, regarding some fish which had been informed he had in his possession, which had been caught contrary to the Fishery Act. He told me that his man Stephens had brought them from Mr. Foal's to his place; I told him to keep them for me, but when I called he had disposed of them.

The case was adjourned till the 20th, Stephens being absent from the city.

The evidence of a similar case against the same parties, as in the last, and Eachercah and Morris Corey was adjourned till the same time.

X afterwards took out a summons agt. John Davis for having white fish in his possession, in contravention of the fishery Act. — went out at 9. a.m. came in at 7. p.m. Miles 10. —

Friday 7. Dec: 1866.

At Court, John Davis up – Case adjourned until tomorrow – went out 8. a.m. came in at 3. p.m. – Miles 8. —

X

8. Dec; 1866.

Sir.

I have been in receipt of the annexed letter (Copy) for some time, sent me by Mr Thos Elliott of Niagara, asking me to support what the Asst Commissioner refers to. — I cannot do such a thing, without violating my oath of office, and inflicting a great injury on all the other fishermen in my district, who do not live in, or fish at Niagara. —

Mess Elliott and Cats are the only persons who would receive benefit by your granting such an application. — I dont know what Mr Cats applied for; but having seen Mr Elliott and Cats, lately, I ascertained what they required; my answer is, I cannot do such a thing; as Mr Rufsells letter points out. — It is not consistent to do it. —

Mr Whitcher, wrote me last summer, that no changes would be made this year in the white fish law. — I expect to see all the fishermen in my district treated fairly according to the law. — All just treated alike; as far as I am concerned I must act according to law and my instructions I receive. —

The spawning season, for white fish as at present, is entirely too short, it ought to be one month, at least. —

I have &c
John W Kerr

Hon: Commissioner
F. F. V. S

Copy of Mr Rufsells letter

8. Dec 1866.

Sir,

I have the honor to apply for leave to spear at Long point, Lake Erie; and on the Grand River from Caledonia to Port Maitland. —

The same to be granted under Sub section 8, of the 17. Section of the Fishing Act, and that that parties may be permitted to spear bass, pike and pickerel, both in day time and by torch-light - between the 14 of December instant, and the first day of March next.

I have &c.
Jas W Kerr
P.O.

Wm: Campbell

Monday 10. Dec 1866.

at Hamilton, served Sam Morrison, with a Subpoena to appear on 20 Dec, before Jas Cahill Esqr J.P. Hamilton, - gave him 50¢ with the same Sam Morrison told me he was with Benj Folds one day when he got 9. white fish after the 20 of Nov; and he bid me summons George Chambers as a witness, - got out summonses out all day, from 9. till 7. P.M Miles 12. —

Sam paid $1. for fish a small herring net. — gave J. McKelcan $6. for Mr Waddell in the case before the Court. —

Tuesday 11 of Dec 1866.

Gave summons witness to Isaac Stevens also gave him 50¢ - to appear on 20. before James Cahill Esqr J.P. Hamilton - gave John Rousseaux search warrant agt the Lorings and Dan McGrayne gave him $1.75 to get home in buggy —

looked about the Railway wharf and Bastery - all night - something suspicious - went out at 9. a.m. - came in at 8. p.m. - Miles about 12. — was in attendance to go to the Court, case put off until thursday. —

Wednesday 12. Dec: 1866.

Saw young Palmore 75¢. -

13 Dec: 1866

At the Court of quarter Sessions - also at the Bay until 11. o'clock p.m. — Logan the Constable with me. — heard from young Thompson - that herring nets were set in the Bay that he saw them - three times. — went out at 9. am. came in at 12. — miles

Friday. 14. Dec: 1866.

At the Court all day. — thence to the Railway wharf - met young Thompson — out at 9. am came in at 11. p.m. - Miles 12.

Sat: 15. Dec: 1866.

At Quarter Sessions all day, went out at 9. am. came in at 8. p.m. miles 10.

The case was adjourned see my report.

Monday. 17. Dec: 1866. -

At Ontario, served summonses on Amos and Geo: Chambers, to appear and give evidence on thursday 20th. inst. agt. Benj: Folds, Lac: Corey, & Maurice Corey. went out at 8. a.m. came in at 7 p.m. - Miles 32 - gave each witness 50¢. —

Tuesday. 18. Dec: 1866.

At Burlington beach, served Lac: Corey, with a summons, went out at 9. a.m. came in at 5. p.m. miles 20. -

Thursday 20. Dec: 1866.

Attended the Court, in cases agt. Benj Folds, Lac: Corey, and Maurice Corey. — four witnesses examined which proved the case. - went out at 8. am - in at 6. pm miles 8

from the John T. Clark Chief Engineer to whose letter dated 17th of October 1853, I refer you on this subject - And more particularly from this time may be dated the G. W. Ry of Canada costing more per mile than the Grand Trunk Railway &c. &c. &c.

Take for instance the Central Division to begin with from Hamilton to London 76. Miles. - -

thus!.

Original Contract prices by Quantities &c. for,		Final Estimate same quantities &c. but increased prices. -	
Grading,	$ 902,370,724	Grading,	$ 1.725,550,39
Masonry,	" 154,144,68,	Masonry,	" 460,812,71
Bridging,	" 153,600,42,	Bridging,	" 180,249,16
Fencing,	" 42,062,25,	Fencing,	" 66,208,76
Total,	$ 1.252,178,07,	Total. - -	$ 2,432,821.02
		Deduct,	" 1,252,178.07
		Increase	$ 1.180,642,95

The scale of prices for original contracts and increased prices per final estimates for grading & Masonry of this Division is herewith sent, I have numbered it in red ink A. No: 1.

The Western Division London to Windsor 110 Miles. -

for Grading,	$ 562,413.104	Grading,	$ 908,767.30
" Masonry.	" 30,233.54,	Masonry.	" 84,228,19
" Fencing,	" 60,836.00	Fencing,	" 101,384.43
Total, -	$ 653,842.64,	Total.	$ 1,094,380,52
		Deduct,	" 653,482,64
		Increase,	$ 440,897.94

End of page 4.

In the Month of June 1853, after he was appointed the Chief Engineer, Mr John V. Clark by order of the Board of Directors made an estimate of the cost of the Line 229 Miles - This he was better able to do perhaps than either of his (two) predecessors - refer to his Report and the Directors Report herewith sent. -

Mr Clark is a prudent man of a most judicious character, and with long and known experience he estimated the cost of the Line his estimate was carefully got up at £1.908.014.13.4 an increase over Mr R. G. Benedict of £352.551.19.6. Cy - Why! this increase Mr John V. Clark when called upon can explain to the satisfaction of the shareholders of the G. W. Railway of Canada! - such at least is my belief, and I know from repeated conversations with him on the subject, that he would have completed the Line if permitted to do so, and use his own judgement and discretion at or about the amount of his estimate - for the Contractors being Americans by birth, and being by birth an American himself, he was acquainted with the American character, with which Mr C. J. Brydges then was not. —

Opening the Line for Traffic,

In the Month of November 1853, - the Eastern Division 43 Miles was opened for Traffic by Mr C. J. Brydges, the Managing Director it was so opened under protest

End of Page 3.

first estimate of the cost of the Line, as laid down by his predecessor, with but a slight change of location at London, the cost of the Survey of which was borne by subscription voluntarily contributed by the Citizens there. —

Mr. Benedict's estimate amounted to £1.550.462.13.10 Cy, the distance being as already stated 229 Miles. —

This being an increase over Mr. R. B. Stuart's estimate gave so much dissatisfaction to the American Shareholders then largely interested in the stock that they petitioned the Board of Directors for Mr. R. G. Benedict's removal from the Chief Engineership which followed by that gentleman's resigning, but it has always afterwards appeared that he could have completed the Line for his estimate. —

Mr. John T. Clark on Mr. R. G. Benedict's resigning was appointed Chief Engineer in November 1852, — but Mr. Clark had been a Commissioner appointed on behalf of the American Shareholders for many months previously, and was perfectly conversant with all the works on the Line, his duty while Commissioner, being to examine all works of construction, which he did by personal examination than in progress &c, and certify the estimates of work done in conjunction with the Chief Engineer Mr. R. G. Benedict.

End of page 2. —

Hamilton, Canada West,
March, 12th 1860.

Why! The Great Western Railway of Canada cost more per Mile than the Grand Trunk Railway and other American Lines. - - -

Gentlemen,

To arrive at what is required by the Shareholders "of the London, England Committee" of the Great Western Railway of Canada it is necessary that I should give you the Estimated cost of this Line from ~~the~~ Niagara River to Windsor a distance of 229. Miles. - - -

Mr C. B. Stuart an American Engineer, being my first Chief located the route in 1847, I was then in the Companies service - he estimated the Construction &c. to cost £1,238,520. cy. see his report herewith sent - please refer to page 15. of the same. - -

In the fall of the year 1850 and spring of 1851, through the influence and exertions of Sir Allan N. Macnab, Baronet, the Messrs Buchanan, Harris & Co, Messrs Corning of Albany, Brooks and Forbes of Boston, besides other American Capitalists, aided by the Municipalities of Hamilton, Oxford, London and Middlesex - the work was spiritedly commenced Mr C. B. Stuart being still Engineer in Chief. -

In the year 1851, Mr R. G. Benedict was appointed Chief Engineer, Mr C. B. Stuart having resigned, and in September 1852, he submitted to the Board of Directors his

first

join me in the statement – as a matter of course I pledge myself to retransfer back again to the gentleman the stock he may strengthen my assertions with. –

I will

I shall use my exertions to get the Mayor and Council to act also – the City you are aware have £37.500. stock –

I will

The Board here intend to declare a small dividend this half year and so defeat you – look out.

I will.

Mailed Copies of these letters on the 30th of January 1860. To Mr H. B. Wilson and Mr H. Chatteris London, England.

I. W. Ness.

me what they require you could not conceal my name from them - your attempt to do so, might be to their advantage, I shall figure up everything so accurate and correct that I shall leave it compulsory on them all to go. Both Boards &c.

Therefore make all your other arrangements for the attack and you may rely upon me my reserve Battalion will be up in time to win the day. Only let my late employers say so, for you see and must understand that I do not wish to displease them in any way nor I do not wish to incapacitate myself from entering the service of the G. W. R'y. Company if I was hereafter invited -

You know my feelings on these matters besides I do not wish to act in any way that my present employers can hereafter find fault with me. - Hoping you had a pleasant voyage - believe me

My dear Sir on the L.

Yours Sincerely,

Phil Wiker.

N. B.

I shall see Colonel Gowing and Mr Whyte before I write again.

I will

Qualify yourself as a shareholder so that you can speak at the April Meeting - and qualify me as a shareholder by transferring a few shares to my credit, and I shall get Colonel Gowing and Mr Whyte to

join

"Monday Morning" — 30th Jan: 1860.—

P. S.—

Assure the Members of the Committee my late employers — that I am fully aware of Mr. C. J. Brydges and other Directors here, acting wrong, injudicious and improper &c, as you have enquired of me — but you must be aware that it can be of no object to me to injure those individuals, raise a hornets nest about my ears, without knowing "what" not being a shareholder I have no interest in the Concern except to serve my late employers, when they express a desire that I should do so. —

In order that no time may be lost after the arrival of this letter in London I have sent a copy of it to Henry Chatteris Esq the Secretary of the Committee, and I do so lest your letter might miscarry or be delayed — no time will be consumed nor lost by my doing so or adopting this course because I have an immense amount of labour to do in preparing the increase of expenditure on the Western and Eastern Division for one year after the contracts were finished — it will take all the time that will have elapsed until I hear from you and the Committee to do this — I can also shew the amount paid for one year for labour after the Line was opened if the Committee so desire it — "On extravagant expenditure" — it would be useless to conceal my name after you and the Committee get from

employees, but not otherwise, and I am safe in assuring you that I will be ably supported by Mr John F. Clark whose letter I have on this subject. —

Taking it for granted that this application will be made to me by the London Committee I will continue arranging what you suggested & should procure to aid them so that I may have every=thing in complete and perfect train, on hearing from you and the Committee – but on despatching this paper that I am now preparing to the Committee – I will by sanction also have to furnish Mr Clark with a copy – he will be so pleased by my doing so. —

I send you a few questions which I deem it prudent to have answers filled up to, signed by the President of the Committee and returned to me, I am sure no gentleman of that Committee nor will you for a moment think me anything but right in doing so. On hearing from them and you thereon, I will the tale unfold – and believe me –

My dear Sir
Yours very truly
John Walker

H. B. Wilson Esqre
Care of
J. P. Webster Esqre
63, Queen Street
Cheapside,
London
England.

I have with the advice of one of our friends taken the opinion of Counsel, and having done so I charge you as a man of honor upon no account make known anything that has passed between you and I, in conversation or otherwise by way of publication and impart upon the members of the London Committee to whom you have my consent to talk freely and shew them my letter, not to do so, until they hear from me in reply to their own application. —

I shall have to bear the brunt of the battle when we arrange that I am to do so, still, I apprehend the charges once made, the Mongage, and his confederates, will yield, I say so, because I know him to be cowardly, besides our weapons are pure, and not stained, wont he tremble before the men whom he has attempted to ruin — and why! because of their fidelity to the shareholders! as time and an investigation will unfold for the G. W. Ry. is not the property of a single individual — but of a large number of influential shareholders, and when I see their property once so prosperous, (at least to all outward appearances) now in danger from bad Management, I consider it my duty to speak out — if required to do so by the shareholders of the London Committee my late

I do not communicate those things to my own detriment or without ~~Hamilton~~ an application direct to myself from the ~~late~~ Committee my late employers expressive of their wish that I should do so, and any application from them to me on this head you can assure them will be in strict confidence; this I should think is a prudent course for me to pursue and I refer to it the more readily because Mr John T. Clark to whom I sent a copy of your letter of the 5th instant, and asked his advice as to the course I should pursue in this business is so seriously ill that my letters could not be presented to him, so I have been advised by his son this day. —

I shall have a large party to contend with, when once embarked in this business and it will entail on me a large amount of labour besides anxiety of mind, to do so voluntarilly and without a distinct understanding arrived at between myself and the English Shareholders is what I never will nor can. It would be a wrong beginning and sure to tell against me at an investigation. — —

You may not fully comprehend the magnitude of what you ask me to embark in but I have given it my entire attention and I know it well, why! it will turn out to be the degradation of a great many persons who at present occupy a respectable position in society, I should consider well what I do and how I do it, dont you think so. —

And I have felt it to be of so much importance to myself individually that

2

my own reputation which I hope is above reproach: — And when a satisfactory understanding is arrived at between me through you or otherwise and those honorable gentlemen, who at present know me not — then it will be my wish and as I shall so expect it, do every = thing independent and above board, give the Boydys and the other Directors an opportunity of knowing who it is that assails them — A discerning public will have to be the judges between us. —

Did I at once comply with your repeated requests, and furnish you with statements in writing appertaining to the Engineering affairs &c. kept by me for a period of 7 years under five different Engineers as heads of the department, those English gentlemen my late employers might think me injudicious in communicating their af = fairs, ~~even~~ even to you whom I believe in my heart they have deputed as their agent to confer with me for them; the stock holders have a right to know what has been wrongfully done and attempted to be done with their property, but it is my own province to be cautious that

Shareholders will guarantee me for doing all the vast amount of labour for them this will entail upon me — which now as they have failed in obtaining an investigation they can never get at through any other source but me — dont you know and does not my letter to you of the 19th convince you that if I take an active part in this business with the Committee, it will be with a distinct understanding as to the consequences that must result to the individuals whom we afraid why the English Shareholders might only laugh at one were I to do so for them in this matter without a distinct understanding agreed to between these gentlemen and myself. —

After the conversation we had together today on this subject you are now in a position to explain to these gentlemen on receiving this letter the facts as I lightly touched on them, being of the greatest importance to their interest and welfare. —

In your letter to me of the 21st you say my advice to you is to do and say frankly and fully what you may feel yourself disposed at liberty to state — your name will not be used without your consent — this you may rely upon as you will have honourable men to deal with &c. &c. &c. In reply to this

I have to state to you frankly and fully for the information of the shareholders that I will never utter a word or assert a fact, but what I can prove in the most satisfactory manner, lest by doing so, I might hurt their feelings reputation or yours; — and in

Confidential,

Hamilton, C. W.
24th of January 1860,

Dear Sir,

I have received your letter of the 19th instant, in which you wish me to reconsider my determination and furnish you with confidential or public statements of facts damaging to the present Directors - A general statement as to the manner in which Mr Brydges or other Directors may have administered the Company's funds - such as the expenditure of large sums of money without the sanction of the Engineer, payments made to Contractors in order to have the Line opened before it was in a fit state and before the condition of the contracts were in any manner fulfilled &c. &c. you add such general statements as will serve to ~~prove~~ point out to the Committee how far they will be warranted in changing the Management with injudicious acts - how far you may feel at liberty in backing up the movement now set on foot in London - must rest entirely with yourself. - -

In reply I have to state for the information of the Shareholders, that I have considered fully the magnitude and importance to them and them only what in their behalf and for their sole interest alone, you demand ~~of me~~ as their joint friend and Agent of me. -

If the information you seek for can be furnished by me, which it can! May I ask you in plain language are you prepared to state what are the provisions the

English

or persons in such matters, and I feel pride when I say I am in a position to do so. And now I sincerely hope that you and the English shareholders will consider that I have most prudently replied to your letter in their behalf, for to act otherwise just now I conceive might not be for their interest and welfare, it certainly would not be for mine, besides you know it would be considered a breach of trust and a breach of confidence in me was I under existing circumstances to write you, or act differently from what this contains. —

I am &c.,

Schuyler Colfax

X to which I received from Mr Blank the letter I showed you on the 6th instant, when you explained to me to whom ~~you~~ the allusion made had reference.

Now with regard to myself furnishing you with the required information, I have since the receipt of your letter thought well over this matter, both night and day, and after carefully considering all things my own personal interest first the Shareholders next; and the effect the statement you require (if I made it) might have upon those persons with whom the shareholders have at last become dissatisfied in consequence of the alleged mismanagement of their affairs in Canada &c.

My answer shall be brief as I wish everything to be done honourable and above Board, for it is a duty I owe myself, family, my friends, did I act otherwise I would I believe be acting indiscreet, and contrary to the opinion my friends entertain and have written in my behalf.

I shall once for all say, that should a Board of Inquiry be appointed and I am summonsed before that Board, I will go there and answer every question put to me touching the Estimates, final Estimates, Contracts &c. &c. appropriation of a/cts accounts, pay rolls &c. &c. ~~for~~ for the period of 7 Years and upwards I was employed in the Engineer department of the G. W. Ry as Chief Clerk, just in the same manner that I would answer those gentlemen the English Stock-holders were they to ask me and that I was still in the Company's employment, or as I would any authorised person

this Company – the Bridges given up as finished and finally estimated to the Contractors had to be overhauled thereby proving the incomplete manner in which Mr. C. J. Brydges thought proper to accept them on behalf of the Company – the fact is the G. W. Ry was well known to be nothing more than a most excellent Contractors Road – And it is now very questionable if it can ever under the present Management become a valuable investment for the original Shareholders.

By examining the minutes of the proceedings of the Board of Directors presided over by Mr. C. J. Brydges pending the final settlement with the original Contractors; it will be found that the interest of the Contractors was always a first consideration – that of the Shareholders an after thought. And thus it is that this property over which Mr. C. J. Brydges has presided has deprived in its value for confidence once lost can never be regained by him again, for the men who first aided in the project are not now in the employment of that Company, for they have been nearly all supplanted by more favoured individuals of Mr's abilities, to the disgust and disapproval of the resident gentlemen of Canada and who felt always a deep interest in the prosperity of this Railway.

I am Dear Sir,
Yours truly,
John Wilson

P.S. I shall say a few words on the Alexandria Canal accident after a little and its cause. –
John Wilson

And this does not include extra bills, which are very considerable on this Division, the increased prices of the final estimates on these four items alone of the Central Division, being equal to the entire furnishing and completion of about 36 Miles of the Sarnia Branch let at $32.000, or thereabouts per Mile: Not taking into acct the Iron, the ties, ballasting, Engineering, right of way, Buildings &c., besides destruction of life and property amounting to an enormous figure on this Division! - -

And the schedule of prices for Grading, Masonry, and ballasting as per original contracts per cubic yard - together with the increased prices per final estimates on which I found these facts is now sent for the information of the Shareholders, deny it who can! confute it who dare!! it is a living monument of the true facts which I here assert!!!.

Another reason why the price per mile is so much more on the G. W. Ry. than the Grand Trunk, is that the Grand Trunk was contracted for at so much per mile and was well finished and ballasted before opened for traffic; while the G. W. Railway was contracted for at so much per cubic yard of excavation just similar to Mr Stuart's contract on the Detroit and Milwaukee, and was opened by Mr C. J. Boydge, the Mr. Dr. against the advice and wishes of Mr John T. Clark before being properly completed - the result followed - the Ballasting - and considerable of the grading had to be relet at advanced prices above the original contracts, then followed the serious Accidents entailing enormous expence on

this

had been elected State Engineer for the State of New York, expressing his disapprobation of $50.000 – being allowed Farwell & Co. on Masonry on the Central and Western Division, the rates being increased beyond their original contract price to that amount: And these Estimates were certified by Mr Geo: Lane Reid the present Chief Engineer, but the prices were increased by Mr C. J. Brydges, and Mr Clark had declined to certify them on that account. –

Now as regards my writing to you this letter, I wish you to understand me distinctly that I do so, on the request of those gentlemen in England whom you represent – and in complying with their wishes I am not moved by mercenary nor vindictive motives as time must unfold – What I say is honourable above board and what I say I am able to prove. – Mr C. J. Brydges want of knowledge, his complicity and connivance with the Contractors &c, in opposition to the wishes of the professional Chief Engineer, by closing up the Contracts, was final, by raising the rates per yard, from the original contract price has made the rate per mile in the first instance so much higher on the G. W. Railway than on the Grand Trunk. – –

Take for instance the Central Division from Hamilton to London 76 Miles. – thus! –

	Original Cont.r price quantities for	Final Est.s same quantities but increased prices. –
Grading,	$ 902,370,72,	$ 1,725,550,39,
Masonry,	" 154,144,68,	" 460,812,71,
Bridging,	" 153,600,42,	" 180,249,16.
Fencing,	" 42,062,25	" 66,208,76
	$ 1,252,178,07,	Total, – – $ 2,432,821,02.
		deduct original Cont.r price " 1,252,178,07
		Leaving an Increase of $ 1,180,642,95.

Believing that this was intended to allude to the late Mr Roswell G. Benedict, and knowing at the same time, that Mr John T. Clark was Chief Engineer of the G. W. Ry Company of Canada, when Mr C. J. Brydges arrived here in January 1853, Mr Benedict connection with that Company having ceased in November 1852 – I sent Mr Clark a copy of the Spectator, and I wrote him on the subject of said paragraph – As a very worthy upright man, belonging to a foreign country, and from our social and business intercourse, I thought it my duty to do so, although I did not for a moment believe that it was meant that Mr John T. Clark had either connived at or had in any manner been guilty of any act whatever, whereby the Shareholders have ever been deprived of the value of one cent*, for had his advice and Council have been adhered to, with the experience he has had thousands of pounds might have been endeavored up for their benefit. – I made out under his direction several of the final estimates of the Contractors, and having done so, I am able to state who is to blame for the G. W. Ry, costing more for its construction per mile, than the Grand Trunk Railway – but I must confess to you that I have no desire to say anything about the New York Central, being situated in a foreign Country, where I have never been but twice in my life. –

Mr Clark on receiving my letter & the Spectator wrote me the letter I showed you. – I can furnish you also with a Copy of a letter dated Albany, February the 11th 1854, after Mr Clark had

* See 2nd page of the Spectator

Hamilton, 19th of January 1860.—

H. B. Wilson Esqre

Dear Sir, — I am in receipt of your letter of the 5th instant, and I have read in the Hamilton Spectator of the 16th and this day the matter referred to, regarding the proceedings of the G. W. Railway, London, England Committee of Shareholders, respecting the Management of their affairs in Canada, with which it appears they are now dissatisfied. —

You say "that in pursuance of their plans "they have written to you to obtain information explan= "atory of the reasons why! the Line has cost so much "more than the Grand Trunk Lines" — "And you al= "lude to my having mentioned to you to you a few "weeks ago that Mr John V. Clark under whose pro= "fessional supervision a large proportion of the ex= "penditure on construction acct had written me to say "that he could throw light on the subject". —

In reply I beg to inform you for the ~~information~~ welfare and sole interest of the Stockhold= ers making this enquiry; how that was!.

On reading the report of the Directors Meeting for last Half Year, in the Hamilton Spectator of October 21. 1859; I found the following paragraph, alluding to Mr C. J. Brydges inexperience when he first ar= rived in Canada in his position as Managing Director — it read thus! "Surrounded as he was "by greedy and unscrupulous Contractors who are said "to have acquired rapid and almost fabulous "fortunes, through as has been alleged, the conni= "vance or complicity with professional men "then and for some time after in the Company's "employ."

Hamilton,

7th January 1860.—

Dear Sir,—

Before I comply with your letter, and the request of the English Shareholders contained therein — I would like to have a consultation with you on the subject.—

Will you be pleased to let me know when you will be here for that purpose.

Yrs Sincerely,

John Oakes,

M. B. Wilson Esqre
&c &c &c
Ont. P. Office

Friday 21st Dec: 1866. —

Attended the Court. the Police Magistrate gave his decision agt Benj: folds, fined $15 & costs, Isac: Corey $5. & costs, & Maurice Corey $5 & costs. And in the Case agt Benj folds for having fifty white fish in his possession on the 29th inst. the Case was clearly proved agt Mr folds by Isaac Stephens, who stated he got the fish from Mr folds & brought them to his employer John Davis. — Davis fined $15 & costs. —

Judgement agt Ben: folds reserved — went out at 8. a.m. came in at 4. p.m —

Got out a summons for Charles Walker, for having white fish in his possession on the 20. of Nov: in the Hamilton Market. —

21st Dec: 1866. —

Sir, — I have the honor to report for your info that the cases agt Benj folds, Isac: Corey, and Maur: Corey, please refer to my letter of the 27th ultto. were brought to a close this day. Ben: folds, was fined $15 & costs or 30 days in Goal. — Isac: Corey $5 & costs or 10 days in Goal, and Maur: Corey $5 & costs or ten days in Goal. — The Cases were clearly proved agt them by Geo: Chambers who was present when they came in with their boat, and the 76 white fish therein. - - - - Chambers was present at the Cost when I first made my appearance and he cleared with a white fish in his possession he got from Ben: folds. —

As I have reason to believe that Ben: folds fished ~~nearly all~~ through close season and caught the white fish on the spawning beds. — I strongly recommend that he be not allowed to to receive a renewal of his

license, but that he be Noticed by the department to quit Burlington Beach. — an example of this sort is absolutely necessary in this case. —

I Have &c

Hon: Commissioner of F. F. & G.

John W Kerr

24. Dec 1866.

Sir. I have the honor to report for your infn that on this day Benj: Folds and his wife were brought before the Police Mag'ts Hamilton. for having in their possession at B. Beach upwards of fifty white fish, on the 29th ult last — this case was clearly proven by a person named Isaac Stephens in the employment of Mr John Davis a fish-dealer. — Hamilton. —

The decision of the Magistrate reserved. —

I may have mention that the Mag'ts imposed a fine of $15 & costs or 30 days in Gaol on Mr John Davis for having the above fish in his possession on the 29th of Nov last. — This was after his man got them from Mr Folds. —

I Have &c.

Hon: Commissioner of F. F. & G.

John W Kerr
F. O.

Sir:

22nd Dec: 1866.

I have the honor to state for your information that I received information from intelligent John Davis - fish dealer - Hamilton - ~~which has~~ led to the conviction of Benj: Folds & his wife - for having white fish in their possession on the 29th Nov: last at Burlington Beach. —

On the 1st of Dec: inst, Davis gave me the info. which led to this conviction, and he would have given the information on the 29 & 30 Nov. last, if he had seen me. — It is for having those white fish in his possession which his hired man Isaac Stephens received from Mr Folds on the 29th Nov: last, and which he communicated to me on the 1st instant, that he Davis was fined $154 Cost for this day. — — —

I would not have succeeded in the case agt Benj: Folds & wife but for Davis and his man Stephens. — His Case is submitted for your consideration, as regards the fine on Mr John Davis.

I Have &c.
John W Kerr
P. C.

Hon: Commissioner of H. F.

Sunday 23. Dec: 1866 —

At Burlington Beach — John Livingstone informed me that Sam: Morrison got a white fish from Benj: Foulds on the 29th of Nov last by the night for a quart of whiskey — and that on the 29. of Nov: Fred: Cory & Wm McGrayne's wife helped to put the

whites fish in the wagon at Mr Foulds – and that Farmer was with them – went out at 1. p.m. came in at 6. p.m. Miles 24. –

Monday. 24 – Dec: 1866. –

Wednesday 26, Dec: 1866.

To Suspension Br. up to Pt Erie on the American side – fare to Susp: Br $1.65 to Ferry 65¢ – across the ferry 10¢ dinner, tea & bed 75¢

Rented fishing at Port Erie to Chester Starr's for 20$.

Thursday 27, Dec 1866.

Breakfast 25¢. ferry 10¢ – railway $1.– ferry at Queenston 25¢. Sleigh to Niagara 1.25.– dinner 25 tea & bed 50¢

3.60.

Friday 28, Dec 1866,

at Niagara till after 3, o'clock. p.m. Same ~~Waddell~~ Cantwell found see report, getting up my returns. – breakfast 25. dinner 25¢, thence to Pt Dalhousie & Lake road paid Ned Patterson $2, tea 25. bed 25,

Sat: 29, Dec 1866,

To 20 mile Creek and Jordan up to Beamsville Hire & buggy 2$. dinner for self & Constable 75¢, railway fare home 75¢.

Stationery 50¢.

Monday 31. Dec; 1866. –

at B. beach. Jack Teafe. Ben Folds and Dan: McGwyne out for Seines – went out at 10. a.m. came in at 6. p.m – Miles 20. ——

Wednesday 2. Jan 1867,

at Toronto, Port Credit, Pt. Union, Duff Creek and Frenchmans bay, — and back to Toronto went out at 7, am. came back to Toronto - at 9 pm Miles ,

Railway fare to Toronto 1$, breakfast 25¢ dinner 25¢ tea 25¢ — Railway fare to Duffins Creek and back to Toronto 2$, — 3.75¢.

Thursday 3rd Jan 1867,

at Desliaville got return of fish — thence back to Toronto & home. — bed and breakfast 50¢ Train home 1$ — dinner 25¢

Friday 4 Jan 1867,

at B. beach posting & distributing notices all night — got returns of fish went out at 9. am. came in at 6. p.m — miles 20. — —

Cabot